

5/20/03

Adopted

TOWN OF RIVERHEAD
COMMUNITY DEVELOPMENT AGENCY

Resolution # 13

**AUTHORIZES THE CHAIRMAN TO EXECUTE AN AGREEMENT BETWEEN THE
RIVERHEAD COMMUNITY DEVELOPMENT AGENCY AND ROBERT GINSBERG
D/B/A ROSEWOOD MANAGEMENT INC. IN CONNECTION WITH THE
NORTH FORK CLASSIC HORSE SHOW**

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

WHEREAS, Rosewood Management Inc. (RMI) desires to stage and promote an outdoor horse show event commonly known as "The North Fork Classic " to be held at the Calverton Enterprise Park property on August 19, 2003 through August 23, 2003; and

WHEREAS, RMI and the Riverhead Community Development Agency have agreed to terms under which RMI will be granted the use of certain land, buildings facilities and/or equipment at the EPCAL property.

NOW THEREFORE BE IT HEREBY RESOLVED, that the Supervisor is hereby authorized to execute an agreement between Rosewood Management, Inc. (RMI) and the Riverhead Community Development Agency, which agreement provides for terms under which RMI will be granted the use of certain land, buildings facilities and/or equipment at the EPCAL property; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Rosewood Management Inc., P.O. Box 1355, Bridgehampton, New York, 11932; the Supervisor's Office; Andrea Lohnaiss, Director, CDA; the Office of Accounting and the Office of the Town Attorney.

THE VOTE

Sanders Yes No Blass Yes No
Denieski Yes No Lull Yes No *Albert*

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

5/20/03

COMMUNITY DEVELOPMENT AGENCY
RESOLUTION # 14

Adopted

AUTHORIZES CHAIRMAN TO EXECUTE CONTRACT WITH
SUFFOLK THEATRE ENTERPRISES, INC.

Densieski offered the following resolution, which was seconded
by Sanders.

WHEREAS, the Town of Riverhead acquired the Suffolk Theatre in January 1994 for the purpose of renovation and reuse as a performing arts facility consistent with the goals and objectives of the East Main Street Urban Renewal Plan (adopted October 1993); and

WHEREAS, an offer has been made by Suffolk Theatre Enterprises, Inc. for acquisition and renovation of the theatre and reuse as a performing arts center; and

WHEREAS, the Town of Riverhead proposes to dispose of the facility pursuant to Articles 15 and 15A of the General Municipal Law (Urban Renewal Law); and

WHEREAS, by resolution # 584 dated 5/20/03, the Town Board is anticipated to authorize the Supervisor to execute a deed for the subject property to transfer said property from the Town of Riverhead to the Town of Riverhead CDA.

THEREFORE, BE IT RESOLVED, that the Community Development Agency hereby authorizes the Chairman to execute a contract, substantially in the form attached hereto, with Suffolk Theatre Enterprises, Inc., subject to the purchaser having been determined to be a qualified and eligible sponsor under the Urban Renewal Law following the requisite public hearing; and

BE IT FURTHER RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to Suffolk Theatre Enterprises, Inc., 130 Maple Ave., Riverhead, NY 11901, Dawn Thomas, Town Attorney, and Andrea Lohnheiss, CDA Director.

Sanders/Blass motion to table: Sanders – yes, Blass – yes, Densieski – no, Lull – absent, Kozakiewicz – no. Motion failed. Motion to amend made by Kozakiewicz, seconded by Densieski (as underlined): Sanders – yes, Blass – yes, Densieski – yes, Lull – absent, Kozakiewicz – yes. The resolution as amended: Densieski/Sanders motion, Sanders – yes, Blass – yes, Densieski – yes, Lull – absent, Kozakiewicz – yes. The resolution is adopted as amended.

5/20/03

Adopted

TOWN OF RIVERHEAD

Resolution # 523

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

COUNCILWOMAN SANDERS

_____ offered the following resolution,

which was seconded by _____ **COUNCILMAN DENESIESKI** _____;

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 May 29, 2003 issue of the Traveler-Watchman, 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 <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Blass	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Denesieski	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Lull	Yes <input type="checkbox"/>	No <input type="checkbox"/>
			Kozakiewicz	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

abank

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 17th day of June, 2003 at 2:35 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".

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
May 20, 2003

§ 101-1. Definitions.

Display- An arrangement of merchandise; objects, designed to please the eye, attract a buyer; to show or exhibit; make visible

Regularly- At specific times or intervals; according to plan

§ 101-10.3. Parking, standing and stopping prohibited in specified places.

A. Except when necessary to avoid conflict with other traffic or when in compliance with law or the directions of a police officer or other personnel so authorized by the Town Board or official traffic-control device, no person shall:

- (4) Stop, stand or park a vehicle within 15 feet of a fire hydrant except when such vehicle is attended by a licensed operator or ~~chauffeur~~ chauffeur who is seated in the front seat and who can immediately move such vehicle in case of an emergency, unless a different distance is indicated by official signs, markings or parking meters.

(5) Regularly display or park a vehicle for the purpose of selling the same on the following roads within the Town of Riverhead or within the parcels that front the following highways or within a distance of (300) feet therefrom of any intersecting street thereof:

- (a) County Road 58
- (b) State Route 25
- (c) Sound Avenue
- (d) Hubbard Avenue
- (e) Peconic Bay Boulevard
- (f) Wading River Road
- (g) Edwards Avenue
- (h) County Road 73 (Roanoke Avenue)
- (i) Osborn Avenue
- (j) Doctors Path
- (k) County Road 54 (Hulise Landing Road)
- (l) Reeves Avenue
- (m) State Route 25A
- (n) County Road 43 (Northville Turnpike)
- (o) Pulaski Street
- (p) Middle Road
- (q) County Road 105
- (r) Meeting House Creek Road
- (s) Elton Street
- (t) North Country Road
- (u) North Wading River Road
- (v) Fresh Pond Avenue
- (w) Horton Avenue
- (x) Mill Road

(6) Exempt from the provisions of Subsection 5 (a-x) are Person(s) and/or dealerships who have obtained a valid use permit issued by the Town of Riverhead to do such selling of automobiles/motor vehicles.

(7) Stop, stand or park a vehicle for the purpose of Greasing or Repairing such Vehicle on a Town or Public highway, except for such repairs as may be necessitated by an emergency.

§ 101-20. Additional parking regulations.

- ~~D. No person regularly engaged in the sale or repair of vehicles shall park a vehicle upon any highway for the purpose of:~~
- ~~(1) Displaying of such vehicle for sale.~~
- ~~(2) Greasing or repairing such vehicle, except for such repairs as may be necessitated by an emergency.~~
- ~~E. D. No motor vehicle shall be parked upon any highway without first being registered and inspected pursuant to the Vehicle and Traffic Law of the State of New York.~~

§ 101-21. Authority to impound vehicles.

- ~~A. When any vehicle is parked or abandoned on any highway within the Town of Riverhead during a snowstorm, flood, fire or other public emergency which affects that portion of the public highway upon which such vehicle is parked or abandoned, said vehicle may be removed by the Riverhead Town Police or other personnel so authorized by the Town Board.~~
- ~~B. When any vehicle is found unattended on any Town of Riverhead property or public highway in the Town of Riverhead where such vehicle constitutes an obstruction to traffic or an attractive nuisance such, vehicle may be removed by the Riverhead Town Police or other personnel so authorized by the Town Board~~
- ~~C. When any vehicle is parked or abandoned within the Town of Riverhead where parking, stopping or standing is prohibited or said vehicle is parked upon private property without the consent of the owner of such property, such vehicle may be removed by the Riverhead Town Police or other personnel so authorized by the Town Board.~~
- ~~D. When any vehicle is parked or abandoned within the Town of Riverhead where said vehicle is in violation with chapter 101-10.3 A(5), such vehicle may be removed by the Riverhead Town Police or other personnel so authorized by the Town Board.~~

§ 101-22. Procedure, storage and charges.

- ~~A. Any vehicle in violation of this chapter, while parked in violation of this chapter or abandoned within the Town of Riverhead and upon which a summons for violation of this chapter has been affixed, shall, upon direction of a peace or police officer be removed from the point of violation by the Riverhead Police Department or by a person engaged in the towing business within the Town of Riverhead. The owner or owners of such vehicle shall be required to pay the Town of Riverhead a fee for said removal. The owner or owners of such vehicle shall also be required to pay a reasonable storage charge for every day after such removal. Said fees and charges shall be established annually by resolution of the Town Board.~~
- ~~B. Prior to releasing or surrendering such removed vehicle, the Riverhead Police shall require the vehicle owner to produce proper identification of ownership. The desk officer of the Riverhead Police Department shall further be authorized and hereby is directed to accept a plea to the summons issued. Upon a plea of guilty, he shall accept a fine. Upon a plea of not guilty, he shall accept bail. Both fines and bail shall be established at rates set by the Riverhead Town Justices. No vehicle shall be released from impoundment by a desk officer until a plea has been entered.~~

C. ~~An impound form shall be used by police for each removal.~~

§ 101-22. Procedure, storage and charges.

A. Any vehicle in violation of this chapter, while parked in violation of this chapter or abandoned within the Town of Riverhead, may be removed to an impound area designated for the placement of the same by or at the direction of any Riverhead Town Officer authorized to enforce this local law at the expense of the owner thereof. The Town Board and said enforcement agency shall not be responsible for any damage to any vehicle occasioned by such removal.

B. Impound forms shall be used by Police or other personnel so authorized by the Town Board for each removal.

C. (1) Upon impounding an abandoned vehicle, the officer or Police Agency shall make an inquiry as to the owner of the vehicle and shall notify the last registered owner by certified mail of the removal and disposition of such vehicle and the amount which will be required to redeem the same.

(2) If the impounded vehicle is claimed and the owner known, the owner may reclaim the vehicle after proving ownership and paying an impound fee, plus the cost of removal, plus a storage fee per day. Said fees and charges shall be established annually by resolution of the Town Board.

(3) An appearance ticket must be affixed to the vehicle or served on the last registered owner by any Riverhead Town Police Officer or CODE ENFORCEMENT OFFICER authorized to enforce this local law.

(4) Appearances Tickets for violations regarding this chapter shall be handled by Riverhead Town Justice Court. Fines levied shall be an addition to impound, removal, and storage fees.

D. If a vehicle remains unclaimed for a period of 45 days from the date notice is sent to the last registered owner, or if the owner cannot be found or served and said vehicle:

(1) Has no valid number plates or registration and is of wholesale value deemed by blue book, taking into consideration the condition of the vehicle, of (\$1250) ONE THOUSAND TWO HUNDRED AND FIFTY DOLLARS or less, ownership shall immediately vest in the Town of Riverhead and shall be junked/salvaged or dismantled for use other than a motor vehicle.

(2) Has no valid number plates or registration and is of wholesale value deemed by blue book, taking into consideration the condition of the vehicle of vehicle having a value in excess of (\$1250) ONE THOUSAND TWO HUNDRED AND FIFTY DOLLARS shall be disposed of at a public auction to the highest bidder. The proceeds from the sale of such vehicle less impound fee, costs of removal, storage fee and costs of sale, shall be held for (1) one year. If not claimed within said one-year period, such proceeds shall be paid into the general fund of the Town of Riverhead.

(3) Pursuant to VTL §1224 Subsection (2), the Town of Riverhead shall not be required to obtain title to an abandoned vehicle that is subject to the provisions of this subdivision if the vehicle will be sold or otherwise disposed of as junk or salvage, dismantled for use other than as a motor vehicle, or otherwise destroyed.

F. The provisions of this section shall not apply to vehicles operated by any government agencies or other emergency vehicles while actually in the performance of their duties.

§ 101-26. Penalties for offenses. [Amended 7-17-2001 by L.L. No. 10-2001]

A. Every person convicted of a traffic infraction for a violation of any provision of this chapter which is not a violation of any provision of the Vehicle and Traffic Law of the State of New York shall, for a first conviction thereof, be punished by a fine of not more than \$35 or by imprisonment for not more than 15 days, or by both such fine and imprisonment, and shall be deemed a violation; for a second conviction within 18 months thereafter, such person shall be punished by a fine of not more than \$70 or by imprisonment for not more than 20 days, or by both such fine and imprisonment; upon a third or subsequent conviction within 18 months after the first conviction, such person shall be punished by a fine of not more than \$250 or by imprisonment for not more than 30 days, or by both such fine and imprisonment.

B. Except for parking tickets issued under Vehicle and Traffic Law § 1203-a and/or Article VIII of Chapter 101 of the Code of the Town of Riverhead, persons cited on a town parking summons for a violation of this chapter, permit parking or parking-related violations shall be subject to a fine of \$25, 35 and shall designated return date shall be subject to the following surcharges in addition to the prescribed fines:

(1) For failing to answer and/or appear within 30 days of return date: \$20.

(2) For failing to answer and/or appear within 60 days: an additional \$20 in addition to the surcharge imposed in Subsection B(1) above.

(3) For failing to answer and/or appear within 90 days of the return date: an additional \$20 in addition to the surcharges imposed in Subsection B(1) and B(2) above.

5/20/03

1004

Adopted

TOWN OF RIVERHEAD

Resolution # 524

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 (101-7)

COUNCILWOMAN BLASS

_____ offered the following resolution,

which was seconded by **COUNCILMAN DENSIESKI** _____;

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 May 29, 2003 issue of the Traveler-Watchman, 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 James Lull, Councilman; the Riverhead Police Department; the Riverhead Highway Department and the Office of the Town Attorney.

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 checked="" 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

aback

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 17th day of June, 2003 at 2:10 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:

§ 101-7. Turns.

The following turns in the designated areas are hereby defined:

Sign	Location
<u>Right turn only</u>	<u>East off roadway leading from gas station to Route 25 at the intersection of South Jamesport Avenue and Main Road, Jamesport</u>

Dated: Riverhead, New York
May 20, 2003

BY ORDER OF THE BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

- Underline represents addition(s)

5/20/03

1006

Adopted

TOWN OF RIVERHEAD

Resolution # 525

**AUTHORIZES TOWN CLERK TO POST AND PUBLISH PUBLIC NOTICE FOR
PUBLIC HEARING REGARDING A LOCAL LAW TO AMEND CHAPTER 108
(ZONING) OF THE RIVERHEAD TOWN CODE**

_____ **COUNCILWOMAN BLASS** _____ offered the following resolution,

which was seconded by _____ **COUNCILMAN DENIESKI** _____.

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the May 29, 2003 edition of the Traveler-Watchman Newspaper, 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 Planning Department, Building Department and the Town Attorney.

THE VOTE

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

THE RESOLUTION WAS ~~X~~ WAS NOT
THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on the 17th day of June, 2003 at 2:20 o'clock p.m., at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider a local law to amend Chapter 108 entitled Zoning of the Riverhead Town Code.

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
May 20, 2003

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

BARBARA GRATTAN, Town Clerk

S 108-54. Municipal buildings, hospitals, public utility buildings and structures.

1008

~~Deleted: Code amendment 1. ¶~~

~~Municipal buildings and hospitals shall be permitted in all districts, provided that such buildings shall conform to all other provisions of this chapter for the district in which located.~~

~~Deleted: A.~~

B. 1.) Public utility buildings and structures, except high voltage electrical transmission facilities or structures having capacity of 23 kilovolts or greater, shall be permitted in all districts when approved as a special exception by the Board of Appeals as herein provided.

2.) new or upgraded High voltage electric transmission facilities and structures having capacity of 23 kilovolts or greater shall be constructed underground except that such structures or facilities may be constructed overhead by special permit of the Town Board.

ARTICLE XXVIA, Special Permit [Added 10-1-2002 by L.L. No. 31-2002]
§ 108-133.1. Special permit general use requirements.

~~Deleted: Code amendment 2. ¶~~

The special uses for which conformance with additional standards is required by this chapter shall be deemed to be special permit uses in their respective districts subject to the satisfaction of the requirements and standards set forth herein, in addition to all other requirements of this chapter. All such uses are declared to possess characteristics of such unique and special forms that each specific use shall be considered as an individual case.

A. Special permits for special permit use.

Special permits for special permit uses as authorized in this chapter shall issue from the Town Board. Special permits will issue in the form of a resolution of the Town Board, stating findings and conditions.

B. The Town Board may condition the permit by requiring that the applicant actually complete construction and begin the specially permitted use in compliance with the conditions imposed by the Town Board within a time period of from one to three years. If the Town Board fails to specify a period to complete construction and begin the specially permitted use, the time period to complete construction and begin the specially permitted use shall be one year.

C. The duration of a specially permitted use may be limited to a specified time period as set forth in the special permit resolution of the Town Board. If the Town Board is silent as to the duration of the specially permitted use, then said use shall be in perpetuity.

D. A specially permitted use, which has been discontinued for a period of one year or more, shall be deemed abandoned.

§ 108-133.3. Application for special permit use.

Application for a special permit use shall be made to the Town Board. Each such application shall contain the following data and information. In addition, each application shall contain any requirements specified by the Town of Riverhead Planning Board relating to the special permit use application:

- A. The location and size of the use, the nature and intensity of the operations involved in or conducted in connection with it, the size of the site in relation to it and the location of the site with respect to streets giving access to it. In addition, the application shall demonstrate that the specially permitted use will be in harmony with the appropriate and orderly development of the district in which it is located.
- B. The location, nature and height of buildings, walls, structures and fences and the nature and extent of the landscaping on the site. In addition, the application shall demonstrate that the specially permitted use is such that the use will not hinder or discourage the appropriate development and use of adjacent land and buildings.
- C. The application shall demonstrate that operations in connection with any special use will not be more objectionable to nearby properties than would be the operations of any permitted use not requiring a special permit.
- D. A written application, verified by the applicant, not an agent, where the applicant is the person or entity responsible and bound for the land use envisioned by the special permit. Where the applicant is not the owner of the real property, the owner must join in and swear to the truth of the application. Any special permit granted, unless performance of the terms and conditions thereof is bonded, shall be personal to the applicant and shall not be assignable or transferable without a resolution of approval by the Town Board.
- E. A conceptual site plan showing the proposed location of all proposed buildings, parking stalls, access locations, as well as front, rear and side yard setbacks, signed, sealed and certified by a New York State licensed engineer, architect or licensed land surveyor.
- F. A list of property owners based upon the most complete assessment roll filed with Town of Riverhead within a radius of 500 feet of the subject property. This requirement may be waived by the Town Board where the special permit sought is for the construction of a single-family dwelling. No person may object to any approval granted after notice is served by the applicant or designated representative pursuant to this definition, unless an objection is received by the Town Clerk, within 30 days of the date of publication of the public notice calling the hearing, alleging that he or she did not receive the notice provided for in this definition. Also, an affidavit signed by the applicant or designated

representative attesting to serving the public notice as required by this definition must be filed with the Town Clerk prior to the holding of the public hearing.

G. Any other information deemed by either board, in its discretion, to be necessary for reasonable determination of the application.

H. Expert testimony or reports by independent engineers, special counsel or architects shall be paid for by the applicant.

I. Any applicant filing for a special permit to erect a one-family dwelling as authorized in this chapter may request in his or her application waiver of any of the requirements of special use permits. The Town Board shall have discretion to waive certain requirements upon demonstration by the applicant that such requirements are not essential to protect the public health, safety or general welfare.
§ 108-133.4. Application procedure.

A. Area variance. The applicant must first apply to the Zoning Board of Appeals for any variance which may be necessary. Only after the applicant has obtained all necessary variances shall the Town Board act upon the special permit application.

B. Referral to Planning Board; posting of notice of pending application. Any application made pursuant to the provisions of this article shall originate by an application to the Town Board, contrary provisions notwithstanding, and shall be referred to the Planning Board upon being deemed complete by the Planning Department, which will transmit its recommendations to the Town Board within 62 days of referral. Upon application, the Town Clerk shall provide to the applicant a sign to be immediately posted at the property indicating that a special permit application is pending before the Riverhead Town Board. Thereafter, when a public hearing is scheduled by the Town Board, the Town Clerk shall forward by certified mail a copy of the public hearing notice to the applicant, wherein the applicant shall then fill in the date and time of the public hearing on the sign heretofore posted at the subject property. Before the Town Board can determine said special permit application, an affidavit executed by the applicant must be filed with the Town Clerk stating that he has complied with the posting requirements above outlined.

C. Town Board public hearing. After receipt of the recommendations of the Planning Board, the Town Board shall hold a public hearing upon applicant and other notices as required by the Town Law. The public hearing notice by certified mail to all property owners within a five-hundred-foot radius of the subject property, and the applicant shall pay all expenses of said hearing, including but not limited to publication costs, postage and transcription of testimony. Public notice of said hearing shall be printed in a newspaper of general circulation in the Town at least five days prior to the date thereof. All testimony at the public hearing before the Town Board shall be given under oath. The

Town Board may require the sworn testimony of such persons as it deems necessary for a full and complete hearing on the application.

Town Board may adjourn the public hearing for the purpose of taking further testimony or requiring the production of further information. The Town Board shall decide upon the application within 62 days after the close of the hearing. The time within which the Town Board must render its decision may be extended by mutual consent of the applicant and the Board. The decision of the Town Board on the application after the close of the public hearing shall be filed in the office of the Town Clerk within five business days after such decision is rendered, and a copy thereof mailed to the applicant.

D. Fees. The fee for the review of a special permit application which would result in the construction of a building(s), structures or a disturbed area of 4,000 square feet or less shall be \$250. The fee for a review of a special permit application for the construction of a building(s), structures or disturbed area of 4,000 square feet or greater shall be \$1,000. The required fee shall be paid upon submission of the application to the Town Clerk.

§ 108-133.5. Items to be considered by reviewing board.

The Town Board and the Planning Board may consider, among other

matters or factors which either Board may deem material, whether:
A. The site is particularly suitable for the location of such use in the community.

B. The plot area is sufficient, appropriate and adequate for the use and the reasonably anticipated operation and expansion thereof.

C. The characteristics of the proposed use are not such that its proposed location would be unsuitably near to a church, school, theater, recreational area or other place of public assembly.

D. Access facilities are adequate for the estimated traffic from public streets and sidewalks, so as to assure the public in relation to the general character of the neighborhood and other existing or permitted

uses within it, and to avoid traffic congestion; and further that vehicular entrances and exits shall be clearly visible from the street and not be within 75 feet of the intersection of street lines at a street intersection except under unusual circumstances.

E. All proposed curb cuts and street intersections have been approved by the street or highway agency which has jurisdiction.

F. Adequate provisions have been made for emergency conditions.
G. There are off-street parking and truck loading spaces at least in the number required by the provisions of this chapter, but in any case, an adequate number for the anticipated number of occupants, both employees and patrons or visitors; and further, that the layout of the spaces and driveways are convenient and conducive to safe operation.
H. Adequate buffer yards, landscaping, walls, fences and screening are provided where necessary to protect adjacent properties and land uses.

- I. Where necessary, special setback, yard, height and building area coverage requirements, or easements, rights-of-way or restrictive covenants, shall be established.
- J. Where appropriate, a public or semipublic plaza or recreational or other public areas will be located on the property.
- K. Adequate provisions will be made for the collection and disposal of stormwater runoff from the site and of sanitary sewage, refuse or other waste, whether liquid, solid, gaseous or of other character.
- L. Existing municipal services and facilities are adequate to provide for the needs of the proposed use.
- M. The use will tend to generate or accumulate dirt or refuse or tend to create any type of environmental pollution, including vibration, noise, light, electrical discharges, electromagnetism, odors, smoke or irritants, particularly where they are discernible on adjacent properties or boundary streets.
- N. The construction, installation or operation of the proposed use is such that there is a need for regulating the hours, days or similar aspects of its activity.
- O. The proposed use recognizes and provides for the further special conditions and safeguards required for particular uses as may be determined by the Town Board or the Planning Board.
- P. The design, layout and contours of all roads and rights-of-way encompassed within the site of the application are adequate and meet Town specifications.
- Q. Adequate provisions have been made for the collection and disposal of solid wastes, including but not limited to the screening of all containers.
- R. That the intensity of the proposed specially permitted use is justified in light of similar uses within the zoning district.
- S. In the case of a proposal for the overhead construction of electric transmission facilities or structures the Town Board shall consider the following:
- i) whether the proposed facility or structure will impede or adversely effect agricultural operations;
 - ii) whether the proposed facility or structure will have a serious adverse effect upon scenic or agricultural vistas within the Town;
 - iii) whether the proposed facility or structure will traverse a parcel or parcels of land on which the Town of Riverhead or any other municipal entity has purchased development rights;
 - iv) whether the economic benefits to the community from the overhead construction of the facilities are outweighed by impediments to agricultural operations.

§ 108-133.6. Conditions.

The Town Board, in its resolution approving or approving with modifications a special permit pursuant to this article, may make and

include certain reasonable conditions and restrictions in its discretion directly related to and incidental to the special permit, including but not limited to the following:

- A. The posting of performance bonds to guarantee the performance of any or all conditions imposed by the resolution.
- B. The imposition of fees or, in lieu thereof, dedication of land or open space easements in an amount or form to be determined by the Town Board as necessary to adequately recompense the Town for the additional municipal service requirements to be provided as a result of the granting of the special permit.
- C. The filing with the County Clerk of the County of Suffolk of covenants and restrictions, easements or other recordable agreements running with the land and binding upon all successors of the applicant to guarantee or implement the provisions of the special permit. § 108-133.7. Town Board determination.
The Town Board shall determine that:
 - A. The use will not prevent or substantially impair either the reasonable and orderly use or the reasonable and orderly development of other properties in the neighborhood.
 - B. The hazards or disadvantages to the neighborhood from the location of such use at the property are outweighed by the advantage to be gained either by the neighborhood or the Town.
 - C. The health, safety, welfare, comfort, convenience and order of the Town will not be adversely affected by the authorized use.
 - D. Such use will be in harmony with and promote the general purposes and intent of this chapter.

5/20/03

Adopted

TOWN OF RIVERHEAD

Resolution # 526

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 (101.10)

COUNCILWOMAN SANDERS

_____ offered the following resolution,

which was seconded by _____ **COUNCILWOMAN BLASS** _____ :

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 amendments of Chapter 101 entitled, "Vehicles & Traffic" of the Riverhead Town Code, once in the May 29, 2003 issue of the Traveler-Watchman, 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 Councilpersons James Lull and Barbara Blass; the Highway Department and the Riverhead Police Department.

COUNCILWOMAN BLASS OFFERED THE RESOLUTION TO BE AMENDED. ALL MEMBERS IN FAVOR OF AMENDING THE RESOLUTION.

THE VOTE

Sanders Yes No Blass Yes No
 Denieski Yes No Lull Yes No
 Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON FULLY ADOPTED

Robert

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 17th day of June, 2003 at 2:30 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:

Vehicles and Traffic

Article V

Parking, Standing and Stopping

§ 101-10. Parking prohibited.

The parking of vehicles is hereby prohibited in the locations as follows:

Name of Street	Side	Location
<u>Front Street</u>	<u>North</u>	<u>From its intersection with the northeasterly corner of Center Street running thence in an easterly direction to a point of the northwesterly corner of Green Street</u>
<u>Willow Street</u>	<u>East</u>	<u>From its intersection with the southeasterly corner of Front Street running thence in a southerly direction 166 feet to the shoreline</u>

Dated: Riverhead, New York
May 20, 2003

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

BARBARA GRATTAN, Town Clerk

* Underline represents addition(s)

5/20/03

Adopted

TOWN OF RIVERHEAD

Resolution # 529

AUTHORIZES TOWN CLERK TO POST AND PUBLISH PUBLIC NOTICE FOR PUBLIC HEARING REGARDING A LOCAL LAW TO AMEND CHAPTER 108 (ZONING) OF THE RIVERHEAD TOWN CODE

COUNCILMAN DENESKI

offered the following resolution,

which was seconded by _____

COUNCILWOMAN SANDERS

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the May 29, 2003 edition of the Traveler-Watchman Newspaper, 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 Planning Department, Building Department and the Town Attorney.

THE VOTE

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

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 17th day of June, 2003 at 2:25 o'clock p.m., at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider a local law to amend Chapter 108 entitled Zoning of the Riverhead Town Code.

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
May 20, 2003

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

BARBARA GRATTA, Town Clerk

ARTICLE XI, Industrial A District (Light Industry)
 § 108-45. Uses. [Amended 12-5-1972; 6-17-1975; 7-15-1975; 5-25-1976;
 12-21-1976; 5-17-1977; 11-8-1978; 7-3-1979]

In the Industrial A District (Light Industry), no building, structure or premises shall be used or arranged or designed to be used, and no building or structure shall be hereafter erected, reconstructed or altered, unless otherwise provided in this chapter, except for two of the following permitted uses, special exception or special permit uses and their customary accessory uses:

- A. Permitted uses.
- (1) Agriculture.
 - (2) Assembly hall.
 - (3) (Reserved)EN
 - (4) Bottling works.
 - (5) Building trade shops.
 - (6) Cold storage plant.
 - (7) Farms.
 - (8) Greenhouse, plant nursery and garden.
 - (9) Ice cream manufacture.
 - (10) Marina.
 - (11) Motor vehicle, mobile home, trailer or boat sales or rental.
 - (12) Newspaper offices; job printing establishment.
 - (13) Offices.
 - (14) (Reserved)EN
 - (15) Poultry processing plant.
 - (16) Repair shops for household and/or personal appliances.
 - (17) (Reserved)EN
 - (18) Telephone exchange.
 - (19) Trucking station.
 - (20) Vegetable and fruit processing.
 - (21) Vehicle repair.
 - (22) Vocational school.
 - (23) Warehouse.
- B. Special permit uses. [Amended 1-13-1987; 10-20-1992; 7-1-1997;
 8-4-1998 by L.L. No. 9-1998; 10-6-1998; 10-1-2002 by L.L. No. 30-2002]
- (1) Airport, when authorized by special permit of the Town Board.
 - (2) Sports arena, when authorized by special permit of the Town Board.
 - (3) ~~Hotels, when authorized by special permit of the Town Board.~~
 - (4) ~~Restaurant, by special permit of the Town Board.~~
 - (5) Nonnuisance industry, by special permit of the Town Board, except that sand mining as defined in the Environmental Conservation Law is a prohibited use under this district.
 - (6) Wholesale business (nonnuisance), by special permit of the Town Board.

Deleted: M

- (7) Dog and horse training, to include but not be limited to care, grooming, exercising, schooling and exhibiting, by special permit of the Town Board.
- (8) Camps of Types 1, 3, 4, 5 and 6, by special permit of the Town Board. All Type 2 camp applications filed with the Town Board prior to December 5, 1972, may be considered by the Town Board pursuant to the special permit provisions of this chapter and, if granted, they are hereby deemed permitted and conforming.
- (9) (Reserved)
- (10) Tavern, by special permit of the Town Board.
- (11) Outdoor theater, golf driving range, archery, outdoor swimming pool and similar outdoor recreational uses, by special permit of the Town Board.
- (12) Lumberyard, by special permit of the Town Board.
- (13) National cemetery, by special permit of the Town Board.
- (14) Any other recreational use, by special permit of the Town Board.
- (15) Body and fender repair shop, by special permit of the Town Board.
- (16) Motor vehicle repair shop, by special permit of the Town Board.
- C. Accessory uses. Accessory uses shall include those uses customarily incidental to any of the above permitted uses when located on the same lot. Specifically permitted are the following:
- (1) Customary accessory uses, buildings or structures incidental to any of the permitted uses.
- (2) Private garages or off-street parking and truck loading areas.
- § 108-46. General lot, yard and height requirements.
- A. No building shall be erected nor any lot or land area utilized unless in conformity with the Zoning Schedule EN incorporated into this chapter by reference and made a part hereof with the same force and effect as if such requirements were herein set forth in full as specified in said schedule, except as may be hereafter specifically modified.
- B. Any lot in nonconforming residential use or subsequently divided to leave a nonconforming residential use as a separate lot must be divided so that such residential lot complies with the provisions for lot area, width and yard requirements of Agriculture A District of this chapter. Any subsequent alterations or enlargements of the building shall comply with the requirements of Agriculture A District of this chapter.
- § 108-47. Additional requirements.
- A. Gasoline service station.
- (1) A gasoline service station may not be erected within a radius of 1/2 mile from any existing gasoline service station, measured between the principal buildings, and may not be erected within a radius of 500 feet from a residence use district.
- (2) There must be filed with an application for a special permit an affidavit setting forth the names and addresses of all the owners of real property situate within a radius of 1,000 feet from the proposed site as

measured from the line of the property which is the subject of the application, which affidavit shall set forth proof of service by certified mail, return receipt requested, of notice of public hearing on the application having been sent to all such property owners not less than 30 days prior to the hearing. The notice of public hearing shall set forth that an application for a proposed gasoline service station has been filed with the Town Board; a description of the proposed site, together with a map thereof; a description of the proposed type of operation; the names and addresses of the applicants and all persons having an interest in the said premises; and the time and place of the public hearing before the Town Board, together with a statement that all persons wishing to be heard in connection with the application should appear before the Town Board at the time specified therein.

(3) Any permit granted shall be conditioned upon the lot's being used for retail sale of motor fuels, lubricants and other motor vehicle supplies, including spark plugs, batteries, tires and other customary minor parts, for the repair, servicing and upkeep of motor vehicles, not including body and fender work; upon all repair work being performed inside a building and only between the hours of 7:00 a.m. and 9:00 p.m., prevailing time, except for emergencies; and upon there being no storage of dismantled vehicles on the lot. Violations of any of these conditions shall cause a revocation of the permit, and the failure to enforce the revocation because of any violation shall not constitute a waiver as to future or continued violations. [Amended 10-1-2002 by L.L. No. 30-2002] § 108-47.1. Review of site plan. [Added 5-16-1978; amended 6-20-1978; 6-18-2002 by L.L. No. 22-2002]

Before issuing a building permit, each application, together with the accompanying site plan, shall be subject to the site plan review requirements of this chapter. EN

ARTICLE X, Business D District (General Business)
 § 108-42. Uses. [Amended 12-5-1972; 1-11-1974; 6-17-1975; 5-25-1976;
 1-18-1978; 7-3-1979; 4-8-1982; 8-7-1990; 7-19-1994; 12-17-1996; 2-1-
 2000; 3-21-2000 by L.L. No. 2-2000]

In the Business D District (General Business), no building, structure or premises shall be used or arranged or designed to be used, and no building or structure shall be hereafter erected, reconstructed or altered, unless otherwise provided in this chapter, except for the following permitted uses, special exception or special permit uses and their customary accessory uses:

- A. Permitted uses.
- (1) Bakery, ice cream or confectionery shop where products are made and sold at retail on the premises.
 - (2) Bank, financial institution.
 - (3) Bus passenger shelter.
 - (4) Community center.
 - (5) Funeral home; mortuary or undertaking establishment.
 - (6) Marina, resort; marina, general.
 - (7) Motor vehicle, new and used car sales lots and boat salesrooms; motor vehicle and boat repair facilities operated in connection with motor vehicle and boat salesrooms where all automobile and boat parts, dismantled vehicles and boats and similar articles are stored within a building.
 - (8) Used motor vehicle and boat sales lots on which there are vehicles and boats for sale which are in registerable condition according to rules and regulations of the State of New York Motor Vehicle Department and comparable governmental agencies for which boats are in seaworthy condition.
 - (9) (Reserved)EN
 - (10) Offices or meeting rooms of philanthropic, fraternal, social, educational or membership organizations.
 - (11) Park, playground.
 - (12) Personal service shop, such as barbershop, beauty parlor, professional studio, travel agency or similar shop, and, provided the total floor area is less than 4,000 square feet, dry-cleaning or laundry service.
 - (13) Radio or television broadcasting studio.
 - (14) Restaurant, except that a drive-in restaurant shall be permitted only by special permit of the Town Board.
 - (15) Retail store or shop.
 - (16) Shop for custom work and for making articles to be sold at retail on the premises.
 - (17) Theater, indoor.
 - (18) Business and secretarial schools.
 - (19) Residential apartment units with a minimum living space of 800 square feet. [Added 6-18-2002 by L.L. No. 21-2002]

B. Special permit uses. [Amended 5-7-2002 by L.L. No. 15-2002; 10-1-2002 by L.L. No. 30-2002]

Deletet: M

- (1) Gasoline service station, by special permit of the Town Board.
 - (2) Hotels, by special permit of the Town Board.
 - (3) Single-family residences, by special permit of the Town Board.
 - (4) Billiard parlor, by special permit of the Town Board.
 - (5) Tavern, by special permit of the Town Board.
 - (6) Any other recreational use, by special permit of the Town Board.
 - (7) Day-care center or nursery school, by special permit of the Town Board.
 - (8) Bed-and-breakfast, by special permit of the Town Board.
 - (9) Office; business, professional, utility, by special permit of the Town Board.
- C. Accessory uses. Accessory uses shall include those uses customarily incident to any of the above permitted uses when located on the same lot. Specifically permitted are the following:
- (1) Customary accessory uses, buildings or structures incidental to any of the permitted uses.
 - (2) Private garages or off-street parking and truck loading areas.
 - (3) A game center, except as to a dwelling.
 - (4) A game room as an accessory use to a tavern only.
- D. Prohibited uses. Prohibited uses shall include:
- (1) Flea markets.

§ 108-43. General lot, yard and height requirements. [Amended 7-3-1979]

A. No building shall be erected nor shall any lot or land area be utilized unless in conformity with the Zoning ScheduleEN incorporated into this chapter by reference and made a part hereof with the same force and effect as if such requirements were herein set forth in full as specified in said schedule, except as may be hereafter specifically modified.

B. Any lot in nonconforming residential use or subsequently divided to leave a nonconforming residential use as a separate lot must be divided so that such residential lot complies with the provisions for lot area, width and yard requirements of the Agriculture A District of this chapter. Any subsequent alterations or enlargements of the building shall comply with the requirements of the Agriculture A District of this chapter.

§ 108-44. Additional requirements for special permit uses.

A. Gasoline service station.

(1) A gasoline service station may not be erected within a radius of 1/2 mile from any existing gasoline service station, measured between the principal buildings, and may not be erected within a radius of 500 feet from a residence use district.

(2) There must be filed with all applications for a special permit an affidavit setting forth the names and addresses of all the owners of real

Property situate within a radius of 1,000 feet from the proposed site as measured from the line of the property which is the subject of the application, which affidavit shall set forth proof of service by certified mail, return receipt requested, of notice of public hearing on the application having been sent to all such property owners not less than 30 days prior to the hearing. The notice of public hearing shall set forth that an application for a proposed gasoline service station has been filed with the Town Board; a description of the proposed site, together with a map thereof; a description of the proposed type of operation; the names and addresses of the applicants and all persons having an interest in said premises; and the time and place of the public hearing before the Town Board, together with a statement that all persons wishing to be heard in connection with the application should appear before the Town Board at the time specified therein.

(3) Any permit granted shall be conditioned upon the lot's being used for retail sale of motor fuels, lubricants and other motor vehicle supplies, including spark plugs, batteries, tires and other customary minor parts for the repair, servicing and upkeep of motor vehicles, not including body and fender work; upon all repair work being performed inside a building and only between the hours of 7:00 a.m. and 9:00 p.m., prevailing time, except for emergencies; and upon there being no storage of dismantled vehicles on the lot. Violations of any of these conditions shall cause a revocation of the permit, and the failure to enforce the revocation because of any violation shall not constitute a waiver as to future or continuing violations. [Amended 10-1-2002 by L.L. No. 30-2002] § 108-44.1. Review of site plan. [Added 5-16-1978; amended 6-18-2002 by L.L. No. 22-2002]

Before issuing a building permit, each application, together with the accompanying site plan, shall be subject to the site plan review requirements of this chapter. EN

SS 108-44.2 through 108-44.4. (Reserved)

5/20/03

Adopted

TOWN OF RIVERHEAD

Resolution # 528

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE OF PUBLIC HEARING TO CONSIDER A PROPOSED LOCAL LAW FOR AN AMENDMENT OF CHAPTER 12 "COASTAL EROSION HAZARD AREAS" OF THE RIVERHEAD TOWN CODE

COUNCILWOMAN BLASS

offered the following resolution,

which was seconded by **COUNCILMAN DENIESKI**;

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 12 entitled, "Coastal Erosion Hazard Areas" of the Riverhead Town Code, once in the May 29, 2003 issue of the Traveler-Watchman, 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 Conservation Advisory Council, Riverhead Planning Board, Riverhead Building Department and the Office of the Town Attorney.

THE VOTE

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

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 17th day of June, 2003 at 2:05p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to consider a proposed local law to amend Chapter 12 of the Riverhead Town Code entitled, "Coastal Erosion Hazard Areas" as follows:

- Underlined represent additions
- Overstrikes represent deletions

REGULATED ACTIVITY -- The construction, modification, restoration or placement of a structure or major addition to a structure or any action or use of land which materially alters the condition of land, including grading, excavating, dumping, mining, dredging, filling or other disturbance of soil; or any activity which materially alters the existing Natural Protective Features and Natural Protective Feature Areas which includes but is not limited to: trimming and clearing. "Regulated activity" does not include routine agricultural operations involving cultivation and harvesting or the implementation of practices recommended in a soil and water conservation plan as defined in § 3(12) of the Soil and Water Conservation Districts Law, provided that such agricultural operations and implementation of practices will not be construed to include any activity that involves the construction or placement of a structure. "Regulated activity" does not include the restoration of a preexisting, nonconforming structure which is damaged or destroyed by events not related to coastal flooding or erosion.

UNREGULATED ACTIVITY -- Excepted activities that are not regulated by this chapter, which include but are not limited to elevated walkways or stairways constructed solely for pedestrian use and built by an individual property owner for the limited purpose of providing noncommercial access to the beach; docks, piers, wharves or structures built on floats, columns, hundred (200) square feet or which are removed in the fall of each year; normal beach grooming or cleanup; maintenance of structures when normal and customary and/or in compliance with an approved maintenance program; planting vegetation and sand fencing so as to stabilize or entrap sand in primary dune and secondary dune areas in order to maintain or increase the height and width of dunes; routine agricultural operations, including cultivation or harvesting, and the implementation of practices recommended in a soil and water conservation plan as defined in § 3(12) of the Soil and Water Conservation Districts Law; provided, however, that agricultural operations and implementation of practices will not be construed to include any activity that involves the construction or placement of a structure. In addition, the restoration of a preexisting, nonconforming structure damaged or destroyed by events not related to coastal flooding or erosion is considered an "unregulated activity."

NATURAL PROTECTIVE FEATURE -- A nearshore area, beach, bluff, primary dune, secondary dune or marsh, and their vegetation.

NATURAL PROTECTIVE FEATURE AREA -- A land and/or water area containing natural protective features, the alteration of which might reduce or destroy the protection afforded other lands against erosion or high water or lower the reserve of sand or other natural materials available to replenish storm losses through natural processes.

05/20/03

Adopted¹⁰²⁷

TOWN OF RIVERHEAD

Resolution # 529

AUTHORIZES THE EXECUTION OF AN AGREEMENT WITH IVY ACRES, INC.

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

WHEREAS, the Town is desirous of maintaining the Main Street area of Riverhead in order to promote the area and help stimulate the economy for the benefit of the Township of Riverhead and its citizens; and

WHEREAS, Ivy Acres, Inc., in consideration of other good and valuable consideration paid by the Town, will undertake to provide plant material and maintenance to enhance the image of Riverhead; and

NOW THEREFORE BE IT HEREBY RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the Supervisor to execute the agreement between the Town of Riverhead and Ivy Acres, Inc.; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Ivy Acres, Inc., Edwards Avenue, Baiting Hollow, New York, 11933; the Town Attorney, Kenneth Testa, P.E. and the Office of Accounting.

THE VOTE

Sanders Yes No Blass Yes No

Densieski Yes No Lull Yes No *Blank*

Kozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

May _____, 2003

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 530

AUTHORIZES EXECUTION OF CONTRACT WITH SEED CLAM ADMINISTRATOR COUNCILMAN DENSIESKI offered the following resolution, which was seconded by

COUNCILWOMAN SANDE

WHEREAS, the TOWN, in connection with its Municipal Operations, requires services consisting of the following: Seed Clam Administrator – Year 2003

AND

WHEREAS, David Lessard, Contractor, is willing to provide the following services to the Town:

Description of Services:	Administration of Seed Clam Program
Date(s) and Hour(s) of Services:	Year 2003

NOW, THEREFORE, BE IT RESOLVED that David Lessard is appointed Administrator of the Town of Riverhead Seed Clam Program – Year 2003.

And be it further

RESOLVED that the Supervisor be and is hereby authorized to execute the attached Agreement in connection with the administration services of the aforementioned individual and be it further

RESOLVED that the Town Clerk be and is hereby authorized to forward a certified copy of this Resolution to David Lessard and the Office of Accounting.

THE VOTE

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

Kozakiewicz	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
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THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

Adopted
204214.1
1029

Resolution # 531

072113-3192P

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, Senior Center Aquebogue New York, held at the ~~TOWN HALL~~, in ~~XXXXXXXXXX~~ New York, in said Town, on May 20, 2003, at 7:00 o'clock P.M., Prevailing Time.

The meeting was called to order by Supervisor Kozakiewicz, and upon roll being called, the following were

PRESENT: SUPERVISOR ROBERT KOZAKIEWICZ
COUNCILMAN DENSIESKI
COUNCILWOMAN BLASS
COUNCILWOMAN SANDERS

ABSENT: COUNCILMAN LULL

ALSO PRESENT: TOWN CLERK, BARBARA GRATAN
TOWN ATTORNEY, DAWN THOMAS

The following resolution was offered by Councilman COUNCILMAN DENSIESKI,
who moved its adoption, seconded by Councilman COUNCILWOMAN BLASS, to-wit:

BOND RESOLUTION DATED MAY 20, 2003.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$2,000,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE RESURFACING OF VARIOUS ROADS LOCATED THROUGHOUT AND IN AND FOR SAID TOWN.

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital project; NOW, THEREFORE, BE IT

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

Section 1. For the class of objects or purposes of paying the cost of the resurfacing of various roads located throughout and in and for the Town of Riverhead, Suffolk County, New York, including incidental improvements and expenses in connection therewith, there are hereby authorized to be issued \$2,000,000 serial bonds of the Town of Riverhead, Suffolk County, New York, pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid class of objects or purposes is \$2,000,000, and that the plan for the financing thereof is by the issuance of the \$2,000,000 serial bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Riverhead, Suffolk County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property in said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Riverhead, Suffolk County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to

the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the

Constitution.

Section 11. Upon this resolution taking effect, the same shall be published in full in TRAVELLER WATCHMAN, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 12. This resolution is adopted subject to permissive referendum in accordance with Section 35.00 of the Local Finance Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

_____	VOTING	_____

The resolution was thereupon declared duly adopted.

* * * * *

THE VOTE

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

Blank

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

STATE OF NEW YORK)
)ss:
COUNTY OF SUFFOLK)

I, the undersigned Clerk of the Town of Riverhead, Suffolk County, New York, DO
HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town, including the resolution contained therein, held on May 20, 2003, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media

Date given

TRAVELER WATCHMAN

MAY 23, 2003

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

<u>Designated Location(s) of posted notice</u>	<u>Date of Posting</u>
TOWN CLERK'S BULLETINBOARD	MAY 21, 2003

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town on MAY 21, 2003.


Town Clerk

(CORPORATE
SEAL)

LEGAL NOTICE OF ADOPTION

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Riverhead, Suffolk County, New York, at a meeting held on May 20, 2003, duly adopted the resolution published herewith subject to a permissive referendum.

Dated: Riverhead, New York

May 20, _____, 2003

Town Clerk

AFFIDAVIT OF POSTING

STATE OF NEW YORK)
) ss.:
COUNTY OF SUFFOLK)

I, the undersigned Clerk of the Town of Riverhead, Suffolk County, New York, **DEPOSE**

AND SAY:

That on the ____ day of _____, 2003, I caused to be posted on the official signboard maintained by me pursuant to subdivision 6 of Section 30 of the Town Law, a Notice of Adoption of a resolution adopted by the Town Board of said Town on the 6th day of May, 2003.

A true and correct copy of such Notice of Adoption is attached hereto.

Town Clerk

Sworn to before me this ____ day
of _____, 2003

Notary Public

Town of Riverhead

Resolution # 532

Adopted

Authorizes Supervisor to Execute Amendment to Local Waterfront Revitalization Program (LWRP) Agreement

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by

COUNCILWOMAN BLASS

WHEREAS, the New York State Department of State has approved grant funds in the amount of \$20,000 for the preparation of a LWRP for the Town of Riverhead; and

WHEREAS, the LWRP is an integral component of the Comprehensive Master Plan and is to be undertaken simultaneously with the Natural Resources, Parks and Community Facilities elements of the Master Plan; and

WHEREAS, the sections of the Plan are underway and are expected to be completed by year-end.

WHEREAS, an amendment to the contract between the Town of Riverhead and the Department of State is required in order to provide an extension of time for completion of the Local Waterfront Revitalization Plan.

THEREFORE, BE IT RESOLVED, that the Town Board authorizes the Supervisor to execute an Amendment providing for an extension of one year, to March 31, 2004.

THEREFORE, BE IT FURTHER RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Community Development Director Andrea Lohnheiss and Planning Board Chairman Dick O'Dea.

THE VOTE

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

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

05/20/03

TOWN OF RIVERHEAD

Adopted

Resolution # 533

ACCEPTS RESIGNATION OF STEVEN COX OF THE BUILDINGS AND GROUNDS DEPARTMENT

COUNCILWOMAN BLASS offered the following

resolution, which was seconded by COUNCILWOMAN SANDERS

WHEREAS, Steven Cox has notified the Town Supervisor in writing of his resignation effective 4:00 p.m. on May 9, 2003.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the resignation of Steven Cox.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Steven Cox, the Supervisor's Office and the Office of Accounting.

THE VOTE

Sanders [X] Yes [] No Blass [X] Yes [] No

Densieski [X] Yes [] No Lull [] Yes [X] No

Kozakiewicz [X] Yes [] No

The Resolution Was [X] Was Not [] Thereupon Duly Declared Adopted

05/20/03

TOWN OF RIVERHEAD

Adopted

Resolution # 534

AMENDS RESOLUTION #429 OF 2002

COUNCILMAN DENSIESKI

offered the following resolution, was seconded

by COUNCILWOMAN BLASS

WHEREAS, by resolution number 429 of 2002, adopted on May 7, 2002, the Town Board established a Yard Waste Disposal facility at the Riverhead Highway facility on Osborne Avenue; and

WHEREAS, it was the desire and the intention of the Town Board to provide an alternate means of disposal of yard waste to residents of the Town of Riverhead who are within the Refuse and Garbage District, exclusively; and

WHEREAS, the Town of Riverhead's Yard Waste Disposal Facility is not equipped to handle commercial landscaping or construction vehicles nor is the facility capable of handling land clearing debris.

NOW THEREFORE BE IT HEREBY RESOLVED, that the Town of Riverhead hereby prohibits land clearing debris from being disposed of at the Town's Yard Waste Disposal Facility; and be it further

RESOLVED, that the Town hereby restricts disposal vehicle size to ONE (1) TON Rack Body Vehicles owned or operated by a town homeowner; and be it further

RESOLVED, that the fee and procedure for the fee remain as previously established; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to the Office of the Supervisor; John Reeve, Sanitation Superintendent; Mark Kwasmna, Highway Superintendent; the Office of the Tax Receiver and the Office of the Town Attorney.

THE VOTE

Sanders Yes No Blass Yes No

Densieski Yes No Lull Yes No *abank*

Kozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

5/20/03

TOWN OF RIVERHEAD

1043

Adopted

Resolution # 535

**APPROVES APPLICATION OF RIVERHEAD BUSINESS IMPROVEMENT DISTRICT
(3RD ANNUAL BOAT SHOW)**

COUNCILMAN DENIEWSKI _____ offered the following resolution, was seconded by
COUNCILWOMAN SANDERS _____ :

WHEREAS, the Riverhead Business Improvement District has submitted an application for the purpose of conducting a 3rd Annual Boat Show (sponsored by the Riverhead Business Improvement District Management Association), to be held in the Peconic Riverfront Business parking lot, Riverhead, New York, on June 7, 2003, having a rain date of June 8, 2003, to be held between the hours of 9:00 a.m. and 6:00 p.m.; and

WHEREAS, the Riverhead Business Improvement District Management Association has appointed Ray Kelly to be the Volunteer Event Coordinator for this event; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents regarding said application and is of the understanding that all proceeds from this event shall be for the benefit of the Riverhead Business Improvement District Management Association.

NOW THEREFORE BE IT RESOLVED, that the application of the Riverhead Business Improvement District for the purpose of conducting a 3rd Annual Boat Show (sponsored by the Riverhead Business Improvement District Management Association), to be held in the Peconic Riverfront municipal parking lot, Riverhead, New York, on June 7, 2003, having a rain date of June 8, 2003, to be held between the hours of 9:00 a.m. and 6:00 p.m., is hereby approved; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby waives the application fee; and be it further

RESOLVED, that a fire safety inspection by the Town Fire Marshal is required prior to the opening of this event to the public. The Riverhead Fire Marshal shall be contacted at least three days in advance at (631) 727-3200 extension 209, for the purpose of arranging the "pre-opening" inspection appointment; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to the Riverhead Business Improvement District Management Association; the Riverhead Fire Marshal and Chief David Hegemiller, Riverhead Police Department.

Z:\Laura\clmp90\boatshow.res.doc

THE VOTE

Sanders Yes No **Blass** Yes No
Denieski Yes No **Lull** Yes No
Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

abark

5/20/03

TOWN OF RIVERHEAD

Adopted

Resolution # 536

APPROVES APPLICATION OF APPLE HONDA

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

WHEREAS, Apple Honda has submitted an application for the purpose of erecting a tent for the display and sale automobiles at the location of 1375 Old Country Road (Rte. 58), Riverhead, New York, to be held on June 15, 2003 through June 30, 2003, between the hours of 9:00 a.m. and 8:00 p.m.; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents including the certificate of insurance regarding said application.

NOW THEREFORE BE IT RESOLVED, that the application of Apple Honda for the purpose of erecting a tent for the display and sale of automobiles at the location of 1375 Old Country Road (Rte. 58), Riverhead, New York, to be held on June 15, 2003 through June 30, 2003, between the hours of 9:00 a.m. and 8:00 p.m. is hereby approved; and be it further

RESOLVED, that a fire safety inspection by the Town Fire Marshal is required prior to the opening of this event to the public. Apple Honda shall contact the Riverhead Fire Marshal at least three days in advance at (631) 727-3200 extension 209, for the purpose of arranging the "pre-opening" inspection appointment; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Apple Honda, 1375 Old Country Road, Rte. 58, Riverhead, New York, 11901; Riverhead Fire Marshal and Police Chief David Hegemiller.

THE VOTE

Sanders Yes No Blass Yes No
Densieski Yes No Luff Yes No
Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

5/20/03

TOWN OF RIVERHEAD

Adopted

Resolution # 537

AMENDS RESOLUTION #347 OF 2003

(APPROVES APPLICATION OF

AMERICAN DIABETES ASSOCIATION - TOUR-DE-CURE)

COUNCILWOMAN SANDERS

_____ offered the following resolution, was seconded by

COUNCILMAN DENESKI

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Riverhead hereby amends Resolution #347 adopted by the Riverhead Town Board on April 1, 2003 to reflect a change in the location of the event from the Grangebel Park to the Peconic Riverfront Parking Lot; and be it further

RESOLVED, that all other terms and conditions of Resolution #347 shall remain in full force and effect; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the American Diabetes Association, Attn: Brigit-Ann DiBella, 150 Motor Parkway, Suite LL 40, Hauppauge, New York, 11788; Bruce Johnson, Fire Marshal and Chief David Hegemiller, Riverhead Police Department.

THE VOTE

Sanders Yes No Yes No *Blank*

Densleski Yes No Yes No

Kozakiewicz Yes No Yes No

THE RESOLUTION WAS ~~NOT~~ ADOPTED
THEREUPON FULLY ADOPTED

May 20, 2003

1046

TOWN OF RIVERHEAD

Adopted

EXTENDS BID CONTRACT FOR WATER METERS
FOR USE BY THE RIVERHEAD WATER DISTRICT

RESOLUTION # 538

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

WHEREAS, the Riverhead Water District has requested that the contract with Invensys Metering Systems, be extended until May 31, 2004; and

WHEREAS, the above-named vendor has agreed to extend the contract until May 31, 2004, at the original bid amount for meters; and

WHEREAS, the Town Board has reviewed said request.

NOW, THEREFORE, BE IT

RESOLVED, that the bid contract for water meters be and is hereby extended to May 31, 2004; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Invensys Metering Systems, PO Box 371254, Pittsburgh, PA, 15251-7254, the Riverhead Water District and the Purchasing 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 type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	<input type="checkbox"/> Yes	<input type="checkbox"/> No		<input type="checkbox"/> Yes	<input type="checkbox"/> No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

abank

05/20/03

TOWN OF RIVERHEAD

Adopted

Resolution # 539

AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS
RIVERHEAD WATER DISTRICT
RDWD 03-52 MID ROAD PROPERTIES - SECTION 2

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

RESOLVED, that the Town Clerk be and is authorized to publish in the May 29, 2003 issue of the Traveler Watchman and post the attached Notice to Bidders with regard to receiving bids for the construction of water mains and appurtenances RDWD 03-52 Mid Road Properties - Section 2.

RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to Frank Isler, Esq, H2M and Gary Pendzick.

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

super/tmm

H2M GROUP

NOTICE TO BIDDERS

1048

The Town Board of Riverhead will receive bids for the following contract:

Installation of Water Mains and Appurtenances

Project No.: Extension No. 70, Mid Road Properties - Section 2, RDWD 03-52

for the Riverhead Water District at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, New York 11901, until 11:00 AM, prevailing time, on **Monday, June 9, 2003**, at which time and place all bids will be publicly opened and read.

Contract documents, including drawings and technical specifications, are on file at the following offices:

Town Clerk, Town of Riverhead
Town Hall, 200 Howell Avenue
Riverhead, New York 11901

Holzmacher, McLendon & Murrell, P.C.
575 Broad Hollow Road
Melville, New York 11747

Copies of the contract documents may be obtained at the above locations *on or after May 29, 2003* upon deposit of Fifty Dollars (\$50.00) in cash, certified check, bank money order or postal money order, made payable to the TOWN OF RIVERHEAD for each set furnished.

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

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

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

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

ACTING AS THE GOVERNING BODY
OF THE RIVERHEAD WATER DISTRICT

BARBARA GRATYAN, TOWN CLERK

DATED: May 29, 2003

RDWD 03-52

NIB

May 20, 2003

TOWN OF RIVERHEAD

Adopted

AWARDS BID FOR ANNUAL DIESEL/GENERATOR MAINTENANCE
RIVERHEAD WATER DISTRICT

RESOLUTION # 540

COUNCILWOMAN BLASS

seconded by COUNCILMAN DENSIESKI offered the following resolution, which was

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for annual diesel/generator maintenance for the Riverhead Water District; and

WHEREAS, bids were received, opened and read aloud on the 8th day of May, 2003 at 11:05 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York 11901, the date, time and place given in the notice to bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for annual diesel/generator maintenance of diesel motors for the Riverhead Water District be and is hereby awarded to Atlantic Detroit Diesel-Allison; and be it further

RESOLVED, that the Town Board be and does hereby authorize the Town Clerk to return any and all bid bonds received in connection with the above; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Atlantic Detroit Diesel-Allison, 302 Veterans Memorial Highway, Ronkonkoma, New York 11779, the Riverhead Water District and the Purchasing Department.

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

May 20, 2003

TOWN OF RIVERHEAD

Adopted

AWARDS BID FOR QUICK LUBE MAINTENANCE
RIVERHEAD WATER DISTRICT

RESOLUTION # 541

COUNCILMAN DENIESKI

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

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for quick lube maintenance of diesel motors for the Riverhead Water District; and

WHEREAS, bids were received, opened and read aloud on the 8th day of May, 2003 at 11:05 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York 11901, the date, time and place given in the notice to bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for quick lube maintenance of diesel motors for the Riverhead Water District be and is hereby awarded to North Shore Generator Systems, Inc.; and be it further

RESOLVED, that the Town Board be and does hereby authorize the Town Clerk to return any and all bid bonds received in connection with the above; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to North Shore Generator Systems, Inc., 1860 Pond Road, Ronkonkoma, New York, 11779, the Riverhead Water District and the Purchasing Department.

THE VOTE

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

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

05/20/03

TOWN OF RIVERHEAD

Adopted

Resolution # 542

APPROVES MEMORANDUM OF UNDERSTANDING

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

WHEREAS, a memorandum of understanding has been conditionally agreed to by an employee, the CSEA and the Town; and

NOW, THEREFORE BE IT, RESOLVED, that the Town Board of the Town of Riverhead hereby ratifies this memorandum of understanding; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Richard Zuckerman, Esq., Riverhead Town Attorney Dawn Thomas and Jack Hansen, Office of Accounting.

THE VOTE

Sanders [X] Yes [] No Blass [X] Yes [] No

Densieski [X] Yes [] No Lull [X] Yes [] No

Kozakiewicz [X] Yes [] No

The Resolution Was [X] Was Not [] Thereupon Duly Declared Adopted

MAY 20, 2003

Adopted

1052

TOWN OF RIVERHEAD

RESOLUTION # 543

CORRECTS RESOLUTION #411 AWARDS BID FOR HORTON AVENUE BASKETBALL COURT IMPROVEMENT PROJECT

COUNCILMAN DENIEWSKI offered the following resolution which was

seconded by **COUNCILWOMAN SANDERS**

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders for the Horton Avenue Basketball Court Improvement Project; and

WHEREAS, four (4) bids were received, opened and read aloud at the date and time published in the Notice to Bidders; and

WHEREAS, award resolution #411 adopted April 15, 2003 was inadvertently changed to the incorrect dollar amount.

NOW, THEREFORE, BE IT RESOLVED, that the bid for the Horton Avenue Basketball Court Improvement Project be and is hereby awarded to Artco Drainage Corporation in the amount of Sixty Two Thousand Eight Hundred and Eight & 20/100 (\$62,808.20); and

BE IT FURTHER RESOLVED, that the Town Board be and does hereby authorizes the Town Clerk be return any and all bid bonds received in connection with the above: and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Artco Drainage Corporation, P. O. Box 1132, Mattituck, New York 11952, Kenneth Testa, P.E., Thomas C. Wolpert, Young & Young, 400 Ostrander Avenue, Riverhead, New York 11901 and the Office of Accounting.

THE VOTE

Sanders Yes No Blass Yes No

Danieski Yes No Lull Yes No *DeBar*

Kozakewicz Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON CULY ADOPTED

MAY 20, 2003

TOWN OF RIVERHEAD

Adopted

Resolution # 544

APPOINTS CONTINGENT PROVISIONAL ACCOUNT CLERK TYPIST

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

WHEREAS, TBR #494 authorized a part time employee to temporarily become full time until May 23, 2003 due to a staff illness; and

WHEREAS, TBR #494 approves an unpaid leave of absence for the staff member; and

WHEREAS, the position of Account Clerk Typist was duly posted (posting #13) as per the CSEA Agreement and all qualified applicants were interviewed, and

WHEREAS, this position is noted to be an contingent provisional position; and

NOW, THEREFORE, BE IT, RESOLVED, effective May 27, 2003, Jill Sollazzo is hereby appointed to the contingent provisional position of Account Clerk Typist on Group 9 Step P of the Clerical and Supervisory Salary Structure of the CSEA Contract with this position being split with Mondays in the Engineering Dept. and the balance of the work week to be in the Sewer/Scavenger Waste District; and

BE IT FURTHER RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to Jill Sollazzo 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 checked="" type="checkbox"/> Yes	<input checked="" type="checkbox"/> No <i>absent</i>
Kozakiewicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No			

May 20, 2003

1054

TOWN OF RIVERHEAD

Adopted

Resolution # 545

APPOINTS STUDENT INTERNS
IN THE ACCOUNTING DEPARTMENT

COUNCILWOMAN SANDERS

_____ offered the following

resolution, which was seconded by _____

COUNCILWOMAN BLASS

WHEREAS, it is beneficial to the Town to hire student interns to work cooperatively with individual Departments; and

WHEREAS, it is the desire of the Accounting Department to have college interns appointed to work during the summer months to complete the annual capital asset inventory, and

WHEREAS, the three college interns last year have requested to return for the 2003 summer season, and

NOW, THEREFORE, BE IT RESOLVED, that effective May, 27, 2003 the Town Board hereby appoints Rebecca Derry, Melanie Fraine and Jennifer Velys to the position of Student Intern in the Accounting Department at the hourly rate of pay of \$9.50; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Rebecca Derry, Melanie Fraine, Jennifer Velys and the Office of Accounting.

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No *absent*

Kozakiewicz Yes No

MAY 20, 2003

1055

TOWN OF RIVERHEAD

Adopted

Resolution # 546

APPOINTS SEASONAL LABORER
IN BUILDINGS & GROUNDS DEPARTMENT

COUNCILWOMAN BLASS

offered the following

resolution, which was seconded by

COUNCILMAN DENSIESKI

WHEREAS, the Buildings and Grounds Department has requested additional employees to assist in the added work associated with the Spring/Summer months; and

WHEREAS, it is the recommendation of the Town Engineer that Gabriel Kulka-MacLellan be appointed to the position of Seasonal Laborer.

NOW, THEREFORE, BE IT RESOLVED, that effective May 27, 2003, the Town Board hereby authorizes the appointment of Gabriel Kulka-MacLellan to the position of Seasonal Laborer in the Buildings and Grounds Department at the hourly rate of pay of \$14.0660; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Gabriel Kulka-MacLellan, the Building and Grounds Department and the Office of Accounting.

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No *albert*

Kozakiewicz Yes No

5/20/03

1056

TOWN OF RIVERHEAD

Adopted

Resolution # 547

APPOINTS A SUMMER RECREATION PROGRAM SUPERINTENDENT TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

RESOLVED, that Cynthia Hynds is hereby appointed to serve as a Summer Recreation Program Superintendent effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$17.50 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 Kozakiewicz Yes No Lull Yes No THE RESOLUTION WAS ADOPTED

1 Rec. Doris/ Resolution Sum Rec Prog Supt. Cynthia Hynds

5/20/03

TOWN OF RIVERHEAD

Adopted

Resolution # 548

APPOINTS A SUMMER RECREATION LEADER IV
TO THE RIVERHEAD RECREATION DEPARTMENT
COUNCILWOMAN SANDERS

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

RESOLVED, that James MacLeod is hereby appointed to serve as a Summer Recreation Leader IV effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$14.00 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

Kozakiewicz Yes No *Alber* Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

¹ Rec. Doris/ Resolution Sum Rec Leader James MacLeod

5/20/03

1058

TOWN OF RIVERHEAD

Adopted

Resolution # 549

APPOINTS A SUMMER RECREATION LEADER III
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by

COUNCILMAN DENESIESKI

RESOLVED, that Lisa Lindsay is hereby appointed to serve as a Summer Recreation Leader III effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$13.50 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

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

absent

¹ Rec. Doris/ Resolution Sum Rec Leader Lisa Lindsay

5/20/03

1059

TOWN OF RIVERHEAD

Adopted

Resolution # 550

APPOINTS A SUMMER RECREATION LEADER II
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by

COUNCILMAN DENSIESKI

RESOLVED, that Kathleen Pantaleo is hereby appointed to serve as a Summer Recreation Leader II effective May 21, 2003, to and including August 22, 2003 and 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 Blasz Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

¹ Rec. Doris/ Resolution Sum Rec Leader Kathleen Pantaleo

5/20/03

TOWN OF RIVERHEAD

Adopted

Resolution # 551

APPOINTS A SUMMER RECREATION LEADER II
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by

COUNCILMAN DENSIESKI

RESOLVED, that Christopher Kowalsick is hereby appointed to serve as a Summer Recreation Leader II effective May 21, 2003, to and including August 22, 2003 and 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

Kozakewicz Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

¹ Rec. Doris/ Resolution Sum Rec Leader Christopher Kowalsick

5/20/03

Adopted

1061

TOWN OF RIVERHEAD

Resolution # 552

APPOINTS A SUMMER RECREATION LEADER III TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by

COUNCILMAN DENSIESKI

RESOLVED, that Edward Kirik is hereby appointed to serve as a Summer Recreation Leader III effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$13.50 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	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Blass	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Dansieski	<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

¹ Rec. Doris/ Resolution Sum Rec Leader Edward Kirik

TOWN OF RIVERHEAD

Adopted

Resolution # 553

APPOINTS A SUMMER RECREATION AIDE TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

RESOLVED, that Nicole Montalbano is hereby appointed to serve as a Summer Recreation Aide effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$10.75 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 Denieski Yes No Lull Yes No Kozakiewicz Yes No THE RESOLUTION WAS ADOPTED THEREUPON DULY ADOPTED

1 Rec. Doris/ Resolution Sum RecAide Nicole Montalbano

5/20/03

1063

Adopted

TOWN OF RIVERHEAD

Resolution # 554

APPOINTS A SUMMER RECREATION AIDE IV TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by

COUNCILMAN DENSIESKI

RESOLVED, that Anna Sheehan is hereby appointed to serve as a Summer Recreation Aide IV effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$9.50 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 <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Blass	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Densieski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Lull	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Kozakiewicz	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>			

THE RESOLUTION WAS ~~X~~ WAS NOT
THEREUPON DULY ADOPTED

¹ Rec. Doris/ Resolution Sum RecAide Anna Sheehan

5/20/03

1064

TOWN OF RIVERHEAD

Adopted

Resolution # 555

APPOINTS A SUMMER RECREATION AIDE IV
TO THE RIVERHEAD RECREATION DEPARTMENT
COUNCILWOMAN SANDERS

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

RESOLVED, that Cori Koroleski is hereby appointed to serve as a Summer Recreation Aide IV effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$9.50 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
 Koroleski Yes No
 Lull Yes No
 THE RESOLUTION WAS NOT PASSED

absent

¹ Rec. Doris/ Resolution Sum RecAide Cori Koroleski

5/20/03

TOWN OF RIVERHEAD

Adopted

Resolution # 556

APPOINTS A SUMMER RECREATION AIDE IV
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by COUNCILMAN DENIESKI

RESOLVED, that Timothy Donoghue is hereby appointed to serve as a Summer Recreation Aide IV effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$9.50 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

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

Robert

¹ Rec. Doris/ Resolution Sum RecAide Timothy Donoghue

TOWN OF RIVERHEAD

Adopted

Resolution # 557

APPOINTS A SUMMER RECREATION AIDE III
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

RESOLVED, that Jackie Warner is hereby appointed to serve as a Summer Recreation Aide III effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$9.00 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 Bias Yes No

Densieski Yes No Lull Yes No absent

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

¹ Rec. Doris/ Resolution Sum RecAide Jackie Warner

5/20/03

1067

TOWN OF RIVERHEAD

Adopted

Resolution # 558

APPOINTS A SUMMER RECREATION AIDE III
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by COUNCILMAN DENISIESKI

RESOLVED, that Leslie Miller is hereby appointed to serve as a Summer Recreation Aide III effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$9.00 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
 Denisieski Yes No Lull Yes No
 Kozakiewicz Yes No Yes No

THE RESOLUTION WAS WAS NOT
 THEREUPON FULLY ADOPTED

albert

¹ Rec. Doris/ Resolution Sunn RecAide Leslie Miller

TOWN OF RIVERHEAD

Adopted

Resolution # 559

APPOINTS A SUMMER RECREATION AIDE III
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

RESOLVED, that Jennifer Guadalupi is hereby appointed to serve as a Summer Recreation Aide III effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$9.00 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

Kozalkiewicz Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

¹ Rec. Doris/ Resolution Sum RecAide Jennifer Guadalupi

5/20/03

1069

Adopted

TOWN OF RIVERHEAD

Resolution # 560

APPOINTS A SUMMER RECREATION AIDE III TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS

_____ offered the following resolution,

which was seconded by COUNCILMAN DENIESKI

RESOLVED, that Jennifer Cook is hereby appointed to serve as a Summer Recreation Aide III effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$9.00 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.
1

THE VOTE

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

THE RESOLUTION WAS ~~X~~ WAS NOT
THEREUPON DULY ADOPTED

¹ Rec. Doris/ Resolution Summ RecAide Jennifer Cook

5/20/03

1070
Adopted

TOWN OF RIVERHEAD

Resolution # 561

**APPOINTS A SUMMER RECREATION AIDE III
TO THE RIVERHEAD RECREATION DEPARTMENT**

COUNCILWOMAN SANDERS

_____ offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

RESOLVED, that Amanda Buchholz is hereby appointed to serve as a Summer Recreation Aide III effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$9.00 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.
1

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

¹ Rec. Doris/ Resolution Summ Rec.Aide Amanda Buchholz

5/20/03

TOWN OF RIVERHEAD

Adopted

Resolution # 562

APPOINTS A SUMMER RECREATION AIDE III
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by

COUNCILMAN DENSIESKI

RESOLVED, that Morgan Bartra is hereby appointed to serve as a Summer Recreation Aide III effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$9.00 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 Blase Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

THE RESOLUTION WAS ~~NOT~~ WAS NOT

THEREUPON DULY ADOPTED

Morgan Bartra

¹ Rec. Doris/ Resolution Sum Rec Aide. Moran Bartra

TOWN OF RIVERHEAD

Adopted

Resolution # 563

APPOINTS A SUMMER RECREATION AIDE II
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by

COUNCILMAN DENSIESKI

RESOLVED, that Dana Rollins is hereby appointed to serve as a Summer Recreation Aide II effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$8.50 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.¹

THE VOTE

Sanders Yes No Bias Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

[Signature]

¹ Rec. Doris/ Resolution Sum Rec.Aide. Dana Rollins

5/20/03

TOWN OF RIVERHEAD

Adopted

Resolution # 564

APPOINTS A SUMMER RECREATION AIDE II TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

RESOLVED, that Ashley McCafferty is hereby appointed to serve as a Summer Recreation Aide II effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$8.50 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 Denieski Yes No Lull Yes No Kozakiewicz Yes No THE RESOLUTION WAS ADOPTED THEREUPON DULY ADOPTED

1 Rec. Doris/ Resolution Sum RecAide. Ashley McCafferty

5/20/03

1074

Adopted

TOWN OF RIVERHEAD

Resolution # 565

APPOINTS A SUMMER RECREATION AIDE II TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS

_____ offered the following resolution,

which was seconded by _____

COUNCILMAN DENSIESKI

RESOLVED, that Amanda Kwasna is hereby appointed to serve as a Summer Recreation Aide II effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$8.50 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 <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Blass	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Densieski	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Lull	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Kozakiewicz	Yes <input type="checkbox"/>	No <input type="checkbox"/>		Yes <input type="checkbox"/>	No <input type="checkbox"/>

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

A. Sanders

¹ Rec. Doris/ Resolution Summ Rec.Aide. Amanda Kwasna

5/20/03

1075
Adopted

TOWN OF RIVERHEAD

Resolution # 566

**APPOINTS A SUMMER RECREATION AIDE I
TO THE RIVERHEAD RECREATION DEPARTMENT**

COUNCILWOMAN SANDERS

_____ offered the following resolution,

which was seconded by COUNCILMAN DENIEWSKI

RESOLVED, that Leah Fuhlbrugge is hereby appointed to serve as a Summer Recreation Aide I effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$7.50 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.
1

THE VOTE

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

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

Leah Fuhlbrugge

5/20/03

1076
Adopted

TOWN OF RIVERHEAD

Resolution # 567

APPOINTS A SUMMER RECREATION AIDE I
TO THE RIVERHEAD RECREATION DEPARTMENT
COUNCILWOMAN SANDERS

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

RESOLVED, that Caitlin Kulka- McLellan is hereby appointed to serve as a Summer Recreation Aide I effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$7.50 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	<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 checked="" type="checkbox"/> No
Kozakiewicz	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No			

THE RESOLUTION WAS ~~AS~~ NOT ADOPTED
THEREUPON DULY ADOPTED

Albert

5/20/03

1077

Adopted

TOWN OF RIVERHEAD

Resolution # 568

APPOINTS A SUMMER RECREATION AIDE I TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS

_____ offered the following resolution,

which was seconded by _____ **COUNCILMAN DENSIESKI**

RESOLVED, that Alexandra Stephens is hereby appointed to serve as a Summer Recreation Aide I effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$7.50 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 <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Blass	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Densieski	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Lull	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Kozakiewicz	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>		Yes <input type="checkbox"/>	No <input type="checkbox"/>

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

¹ Rec. Doris/ Resolution Sum RecAide, Alexandra Stephens

5/20/03

TOWN OF RIVERHEAD

Adopted

Resolution # 569

APPOINTS A SUMMER RECREATION AIDE I
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by

COUNCILMAN DENSIESKI

RESOLVED, that Christine Machnousla is hereby appointed to serve as a Summer Recreation Aide I effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$7.50 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

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

about

¹ Rec. Doris/ Resolution Sum RecAide. Christine Machnousla

5/20/03

1079
Adopted

TOWN OF RIVERHEAD

Resolution # 570

**APPOINTS A SUMMER RECREATION AIDE I
TO THE RIVERHEAD RECREATION DEPARTMENT**

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

RESOLVED, that Erin Edenfield is hereby appointed to serve as a Summer Recreation Aide I effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$7.50 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.
1

THE VOTE

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

Erin Edenfield

THE RESOLUTION WAS ~~NOT~~ **ADOPTED**
THEREUPON DULY ADOPTED

¹ Rec. Doris/ Resolution Sum RecAide. Erin Edenfield

Adopted

5/20/03

TOWN OF RIVERHEAD

Resolution # 571

APPOINTS A SUMMER RECREATION AIDE I
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by COUNCILMAN DENSIENSKI

RESOLVED, that Richard D'Alsacc is hereby appointed to serve as a Summer Recreation Aide I effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$7.50 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 <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Blass	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Densieski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Lull	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
	Kozakiewicz	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

THE RESOLUTION WAS ~~NOT~~ ADOPTED
THEREUPON DULY ADOPTED

5/20/03

1081
Adopted

TOWN OF RIVERHEAD

Resolution # 572

APPOINTS A SUMMER RECREATION AIDE I
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

RESOLVED, that Jennifer Brown is hereby appointed to serve as a Summer Recreation Aide I effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$7.50 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 <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Blase	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Densieski	Yes <input type="checkbox"/>	No <input type="checkbox"/>	Lull	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Kozakiewicz	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>			

THE RESOLUTION WAS ~~NOT~~ **ADOPTED**
THEREUPON DULY ADOPTED

TOWN OF RIVERHEAD

Adopted

Resolution # 573

APPOINTS A SUMMER RECREATION AIDE I
TO THE RIVERHEAD RECREATION DEPARTMENT
COUNCILWOMAN SANDERS

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

RESOLVED, that Patrick Bentsen is hereby appointed to serve as a Summer Recreation Aide I effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$7.50 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.
1

THE VOTE

Sanders Yes No Bias Yes No

Densieski Yes No Lull Yes No

Kozakewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

Patrick Bentsen

5/20/03

Adopted

TOWN OF RIVERHEAD

Resolution # 574

APPOINTS A SUMMER RECREATION AIDE I TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by

COUNCILMAN DENESKI

RESOLVED, that Naomi Warner is hereby appointed to serve as a Summer Recreation Aide I effective May 21, 2003, to and including August 22, 2003 and to be paid at the rate of \$7.50 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.
1

THE VOTE

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

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

Naomi Warner

¹ Rec. Doris/ Resolution Sum RecAide. Naomi Warner

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 575

AWARDS BID FOR STREET LIGHT AND TRAFFIC SIGNAL MAINTENANCE REPAIR PARTS

COUNCILWOMAN SANDERS offered the following resolution which was

seconded by COUNCILWOMAN BLASS.

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders for Street Light and Traffic Signal Maintenance Repair Parts; and

WHEREAS, six (6) bids were received, opened and read aloud on the 25th day of April in the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York

NOW, THEREFORE, BE IT RESOLVED, that the bid for the Street Light and Traffic Signal Maintenance Repair Parts be and is hereby awarded as follows:

Schwing Electrical Supply Corporation – Item 1, 2, 2A, 2B, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 13A, 14, 15, 18, 19, 20, 21, 22, 23, 24, 25, 26, 26A, 27, 34, 35, 36, 37, 52, 53, 54, 59, 60, 61, 62, 63, 64, 65, 65A, 65B, 65C, 65E, 77, 78, 79, 107, 108, 109, 110, 116;

Revco Electrical Supply Corporation – Item 31, 32, 33, 39, 40, 53, 54, 55, 84, 85, 86, 87, 111, 112, 113;

Mid Island Electrical Supply – 41, 41A, 42, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 82; and

City Energy Services – 16, 17, 44, 45, 46, 47, 48, 51, 65D, 102, 103, 114, 115;

Formed Plastics, Inc. – 81;

Traffic Systems, Inc. – 88, 89, 90, 91, 92, 93, 94, 95, 95A, 96, 97, 98, 99, 100, 100A, 100B, 100C, 100D, 100E, 100F, 100G, 100H, 100I, 100J, 100K 101, 103, 104, 105, 106; and

WHEREAS, BE IT FURTHER RESOLVED, that the Town Board be and does hereby authorize the Town Clerk to return any and all bid bonds received in connection with the above; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Schwing Electrical Supply, Inc., 1328 East Main Street, Riverhead, NY 11901, Revco Electrical Supply, Inc., 360 County Road 39A, Southampton, NY 11968, City Energy Services, 2221-7, 5th Avenue, Ronkonkoma, NY 11779, Mid Island Electrical Supply, 59 Mall Drive, Commack, NY 11725, Traffic Systems, Inc., 224 N. Fehr Way, Bayshore, NY 11706, Formed Plastics, Inc., 207 Stonehinge Lane, Carle Place, NY 11514, Kenneth Testa, P.E. and the Office of Accounting.

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No

Kozakiewicz Yes No

Naaband

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

May 20, 2003

1086

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 576

AWARDS BID FOR ANNUAL ASPHALT CONTRACT

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

WHEREAS, the Town Clerk was authorized to publicly and post a Notice to Bidders for the Annual Asphalt Contract; and

WHEREAS, eight (8) bids were received, opened and read aloud on the 30th day of April, 2003 in the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York

NOW, THEREFORE, BE IT RESOLVED, that the bid for the Annual Asphalt Contract be and is hereby awarded as follows:

KJB Industries, Inc. – Item 10, 10A, 10B, 10C, 20A, 20B, 20C, 20D, 20E, 30, 30A, 30B, 40, 40A, 40B, 45, 50, 55, 56, 57, 58, 60, 61, 62, 63, 64, 70, 71, 72, 73, 90, Alternate Bidder for Items 130;

BiMasco, Inc. – Item 80, 80A, 80B, 80C, 80D, 100, 100A, 105, 105A, Alternate Bidder for Items 90, 120;

Corazzini Asphalt, Inc. – Item 110A, 114B, 120, 130, Alternate Bidder for Items 100A, 105A, 110B, 110C, 112, 112A, 112B, 112C, 113, 113A, 113B, 113C, 114, 114B, 114C, 120B;

Rosemar Construction, Inc. – Item 110, 110A, 112, 113, 114, 114A, 114B, 120A, 120B, 130A, 130B;

Montecalvo Paving, Corporation – Item 110B, 110C, 112A, 112B, 112C, 113A, 113B, 113C, 114A, 114C, 200, 210, 230, 250, Alternate Bidder for Items 80, 80A, 80B, 80C, 80D, 120A, 130A, 130B;

T.H. Gannon & Sons, Inc. – Item 140, 150;

GL Paving Products, Inc. – Item 240, Alternate Bidder for Items 200, 210, 230, 250; and

BE IT FURTHER RESOLVED, that each bidder must provide the proper insurance as outlined in the contract specifications and execute a contract within 10 business days of receipt of award resolution; and

BE IT FURTHER RESOLVED, that the Town Board be and does hereby authorize the Town Clerk to return any and all bid bonds received in connection with the above; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution by certified mail to each bidder, KJB Industries, Inc. 14 Center Drive, Riverhead, NY 1901, BiMasco, Inc., 735 Old Willets Path, Hauppauge, NY 11788, Corazzini Asphalt, Inc., P. O. Box 1281, Cutchogue, NY 11935, Rosemar Construction, Inc., 56 Pine Street, East Moriches, NY 11940, Montecalvo Paving Corporation, P. O. Box 512, Speonk, NY 11972, TH Gannon & Sons, Inc., P. O. Box 505, Middle Island, NY 11953, GL Paving Products, Inc., P. O. Box 608, East Moriches, NY 11940, Kenneth Testa, P.E., Mark Kwasona, Gary Pendzick, Michael Reichel and the Office of Accounting.

	THE VOTE			
Sandora	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Abstain <input type="checkbox"/>	Excuse <input type="checkbox"/>
Densieski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Abstain <input type="checkbox"/>	Excuse <input type="checkbox"/>
Kozakiewicz	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Abstain <input type="checkbox"/>	Excuse <input type="checkbox"/>
Lull	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Abstain <input type="checkbox"/>	Excuse <input type="checkbox"/>

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

Albert

ITEM	DESCRIPTION	UNIT	VOLUME	UNIT	ESTIMATED	TOTAL
				COST	QUANTITY	AMOUNT
10	CONCRETE SIDEWALK	SQUARE FOOT	0-50 SF	KJB 20.00 SF	100	
10A	CONCRETE SIDEWALK	SQUARE FOOT	51-199 SF	KJB 20.00 SF	100	
10B	CONCRETE SIDEWALK	SQUARE FOOT	OVER 199 SF	KJB 7.00 SF	200	
10C	BRICK SIDEWALK	SQUARE FOOT	0-199 SF	KJB 16.00 SF	100	
20A	TYPE A APRON	SQUARE FOOT	0-200SF	KJB 17.00 SF	100	
20B	TYPE A APRON	SQUARE FOOT	OVER 200 SF	KJB 16.00 SF	100	
20C	TYPE B APRON	SQUARE FOOT	0-200 SF	KJB 17.00 SF	100	
20D	TYPE B APRON	SQUARE FOOT	OVER 200 SF	KJB 16.00 SF	100	
20E	TYPE A,B,C, RAMP	SQUARE FOOT	0-1,000 SF	KJB 16.00 SF	100	
30	TYPE A CONCRETE CURB	LINEAR FOOT	0-50 LF	KJB 30.00 LF	100	
30A	TYPE A CONCRETE CURB	LINEAR FOOT	51-150 LF	KJB 30.00 LF	100	
30B	TYPE A CONCRETE CURB	LINEAR FOOT	OVER 150 LF	KJB 15.00 LF	200	
40	TYPE B BLOCK CURB	LINEAR FOOT	0-50 LF	KJB 30.00 LF	100	
40A	TYPE B BLOCK CURB	LINEAR FOOT	51-150 LF	KJB 25.00 LF	100	
40B	TYPE B BLOCK CURB	LINEAR FOOT	OVER 150 LF	KJB 15.00 LF	200	
45	DEMOLITION	SQUARE FOOT	0-1,000 SF	KJB 6.00 SF	2,000	
50	PAVEMENT REPAIR	SQUARE FOOT	1-1,000 SF	KJB 20.00 SF	1,000	
55	ELEVATION ADJUST	EACH	1-5 EACH	KJB 800.00 EA	1	
56	ELEVATION/COVER REP.	EACH	1-5 EACH	KJB 2,000.00 EA	1	
57	WATER VALVE CASTING	EACH	1-5 EACH	KJB 200.00 EA	1	
58	WATER VALVE CASTING	EACH	OVER 5	KJB 200.00 EA	1	

TOTAL BID FOR ITEMS 10 THROUGH 58: KJB

ITEM	DESCRIPTION	UNIT	VOLUME	UNIT PRICE	ESTIMATED TOTAL
60	CLEARING & GRADING	SQUARE YARD	0-100,000 SY	KJB 300.00 SY	2,000
61	PROVIDE MATERIAL	CUBIC YARD	0-10,000 CY	KJB 35.00 CY	10
62	REMOVE MATERIAL	CUBIC YARD	0-10,000 CY	KJB 35.00 CY	10
63	BUILDING DEMOLITION	SQUARE YARD	0-10,000 SY	KJB 30.00 CY	1,000
64	PAVED SURFACES	SQUARE YARD	0-10,000 SY	KJB 16.00 SY	500

TOTAL BID FOR ITEMS 60 THROUGH 64: KJB

ITEM	DESCRIPTION	UNIT	VOLUME	UNIT PRICE	ESTIMATED TOTAL
70	ELEVATION ADJUST	EACH	1-5 EACH	KJB 800.00 EA	1
71	ELEVATION/COVER REP.	EACH	1-5 EACH	KJB 2,000 EA	1
72	WATER VALVE CASTING	EACH	1-5 EACH	KJB 200.00 EA	1
73	WATER VALVE CASTING	EACH	OVER 5	KJB 200.00 EA	1

TOTAL BID FOR ITEMS 70 THROUGH 73: KJB

ITEM	DESCRIPTION	UNIT	VOLUME	UNIT PRICE	ESTIMATED TOTAL
80	RECYCLED BASE	SQUARE YARD	1-1,999 SY	BIMASCO 4.05 SY A-MONTE 10.00 SY	1,000
80A	RECYCLED BASE	SQUARE YARD	OVER 1,999 SY	BIMASCO 4.20 SY A-MONTE 7.00 SY	2,000
80B	EXCAVATION	CUBIC YARD	1-100 CY	BIMASCO 12.00 SY A-MONTE 25.00 SY	100
80C	2" NYS TYPE 6	TON	1-259 TON	BIMASCO 55 TON A-MONTE 65 TON	200
80D	2" NYS TYPE 6	TON	OVER 250 TON	BIMASCO 68 TON A-MONTE 55 TON	250

TOTAL BID FOR ITEMS 80 THROUGH 80D: BIMASCO
ALTERNATE BIDDER: MONTECALVO

ITEM	DESCRIPTION	UNIT	VOLUME	UNIT PRICE	ESTIMATED TOTAL
90	CRACK SEALANT	POUND	1-1,000 LB	KJB 1.50 LB. A-BIMASCO 1.74 LB	100

TOTAL BID FOR ITEM 90: KJB
 ALTERNATE BIDDER: BIMASCO

ITEM	DESCRIPTION	UNIT	VOLUME	UNIT PRICE	ESTIMATED TOTAL
100	EMULSION & STONE	SQUARE YARD	1-1,999 SY	BIMASCO .90 SY A-NONE	1,000
100A	EMULSION & STONE	SQUARE YARD	OVER 1,999 SY	BIMASCO 1.40 SY A-CORRAZZ 1.18 SY	2,000

TOTAL BID FOR ITEMS 100 AND 100A: BIMASCO
 ALTERNATE BIDDER: CORRAZZINI

ITEM	DESCRIPTION	UNIT	VOLUME	UNIT PRICE	ESTIMATED TOTAL
105	OIL & STONE	SQUARE YARD	1-3,999 SY	BIMASCO 90.00 SY A-NONE	1,000
105A	OIL & STONE	SQUARE YARD	OVER 3,999 SY	BIMASCO 1.40 SY A-CORRAZZ 1.18 SY	4,000

TOTAL BID FOR ITEMS 105 AND 105A: BIMASCO
 ALTERNATE BIDDER: CORRAZZINI

ITEMS 110 THROUGH 114C ARE SEPARATE ITEMS AND MAY BE AWARDED SEPERATELY

ITEM	DESCRIPTION	UNIT	VOLUME	UNIT PRICE	ESTIMATED TOTAL
110	ASPHALT TOP	TON	1-250	ROSEMAR 66.00 TON A-NONE	10
110A	ASPHALT TOP	TON	250-500	ROSEMAR AND CORRAZZINI	100
110B	ASPHALT TOP	TON	500-1,000	60.00 TON MONTE 49.70 TON A-CORRAZZ 52.30 TON	1,000
110C	ASPHALT TOP	TON	OVER 1,000	MONTE 44.99 TON A-CORRAZZ	1,000

					52.60 TON				1091
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ITEM #	DESCRIPTION	UNIT	VOLUME	UNIT PRICE	ESTIMATE	TOTAL
112	SAND ASPHALT BASE COURSE	TON	0-250	ROSEMAR 62.00 TON A-CORRAZZ 79.00 TON	24	
	SAND ASPHALT BASE COURSE	TON	250-500	MONTE 55.00 TON A-CORRAZZ 56.00 TON	100	
	SAND ASPHALT BASE COURSE	TON	500-1,000	MONTE 44.49 TON A-CORRAZZ 47.50 TON	500	
112C	SAND ASPHALT BASE COURSE	TON	OVER 1,000	MONTE 39.49 TON A-CORRAZZ 46.70 TON	1,000	

ITEM #	DESCRIPTION	UNIT	VOLUME	UNIT PRICE	ESTIMATED QUANTITY	TOTAL PRICE
113	TYPE 1B BASE COURSE ASPHALT	TON	0-250	ROSEMAR 63.00 TON	25	
				A-CORRAZZ 89.00 TON		
113A	TYPE 1B BASE COURSE ASPHALT	TON	250-500	MONTE 56.00 TON A-CORRAZZ 60.00 TON	100	
113B	TYPE 1B BASE COURSE ASPHALT	TON	500-1,000	MONTE 45.49 TON	500	
				A-CORRAZZ 54.00 TON		
113C	TYPE 1B BASE COURSE ASPHALT	TON	OVER 1,000	MONTE 40.49 TON A-CORRAZZ 49.70 TON	1,000	

ITEM #	DESCRIPTION	UNIT	VOLUME	UNIT PRICE	ESTIMATED QUANTITY	TOTAL PRICE
114	TYPE IAC ARMOR COAT	TON	0-250	ROSEMAR 65.00 TON	25	
				A-CORRAZZ 89.00 TON		
114A	TYPE IAC ARMOR COAT	TON	250-500	ROSEMAR & MONTE 59.00 TON	100	
114B	TYPE IAC ARMOR COAT	TON	500-1,000	ROSEMAR & CORRAZZINI 52.00 TON	500	
114C	TYPE IAC ARMOR COAT	TON	OVER 1,000	MONTE 45.79 TON A-CORRAZZ 50.00 TON	1,000	

ITEM	DESCRIPTION	UNIT	VOLUME	UNIT PRICE	ESTIMATED QUANTITY	TOTAL PRICE
120	2" TOP	TON	1-99 TON	CORRAZZ	10	

				92.00 TON			
				A-BIMASCO			1092
120	4" AGGREGATE BASE	CUBIC YARD	2-2,000 CY	80.00 TON			
				CORRAZZ	20		
				18.00 CY			
				A-BIMASCO			
				25.00 CY			

TOTAL BID FOR ITEMS 120: CORRAZZINI
 ALTERNATE BIDDER: BIMASCO

ITEM #	DESCRIPTION	UNIT	VOLUME	UNIT PRICE	ESTIMATED QUANTITY	TOTAL PRICE
120A	2" TOP	TON	100-500 TON	ROSEMAR 58.00 TON A-MONTE 65.00 TON	100	
120A	4" AGGREGATE BASE	CUBIC YARD	2-200 CY	ROSEMAR 15.00 CY A-MONTE 15.00 CY	20	

TOTAL BID FOR ITEMS 120A: ROSEMAR
 ALTERNATE BIDDER: MONTECALVO

ITEM	DESCRIPTION	UNIT	VOLUME	UNIT PRICE	ESTIMATED QUANTITY	TOTAL PRICE
120B	2" TOP	TON	OVER 500 TON	ROSEMAR 56.00 TON A-CORRAZZ 54.00 TON	1,000	
120B	4" AGGREGATE BASE	CUBIC YARD	OVER 1,000 CY	ROSEMAR 12.00 CY A-CORRAZZ 18.00 CY	2,000	

TOTAL BID FOR ITEMS 120B: ROSEMAR
 ALTERNATE BIDDER: CORRAZZINI

ITEM	DESCRIPTION	UNIT	VOLUME	UNIT PRICE	ESTIMATED QUANTITY	TOTAL PRICE
130	2" TOP	TON	1-99 TON	CORRAZZ 1.09 TON A-KJB 1.10 TON	10	
130	2" BINDER	TON	1-99 TON	CORRAZZ 1.09 TON A-KJB 1.10 TON	10	
130	5" AGGREGATE BASE	CUBIC YARD	1-249 CY	CORRAZZINI 26.00 CY A-KJB 75.00 CY	25	

TOTAL BID FOR ITEMS 130: CORRAZZINI
 ALTERNATE BIDDER: KJB

ITEM	DESCRIPTION	UNIT	VOLUME	UNIT PRICE	ESTIMATED QUANTITY	TOTAL PRICE
130A	2" TOP	TON	100-500 TON	ROSEMAR 58.00 TON A-MONTE 65.00 TON	100	
130A	2" BINDER	TON	100-500	ROSEMAR 56.00 TON A-MONTE 65.00 TON	100	
130A	5" AGGREGATE BASE	CUBIC YARD	250-1,250 CY	ROSEMAR 15.00 CY A-MONTE 15.00 CY	250	

TOTAL BID FOR ITEMS 130A: ROSEMAR
 ALTERNATE BIDDER: MONTECALVO

ITEM	DESCRIPTION	UNIT	VOLUME	UNIT PRICE	ESTIMATED QUANTITY	TOTAL PRICE
130B	2" TOP	TON	OVER 500 TON	ROSEMAR 56.00 TON A-MONTE 58.00 TON	1,000	
130B	2" BINDER	TON	OVER 500 TON	ROSEMAR 54.00 TON A-MONTE 56.00 TON	1,000	
130B	5" AGGREGATE BASE	CUBIC YARD	OVER 1,250 CY	ROSEMAR 12.00 CY A-MONTE 15.00 CY	2,500	

TOTAL BID FOR ITEMS 130B: ROSEMAR
 ALTERNATE BIDDER: MONTECALVO

ITEMS 140 THROUGH 150 ARE SEPARATE BID ITEMS AND MAY BE AWARDED SEPARATELY.

ITEM #	DESCRIPTION	UNIT	VOLUME	UNIT PRICE	ESTIMATED QUANTITY	TOTAL PRICE
140	EMULSION SLURRY SQ YD	SQ YD	1-1,000 SY	TH GANNO 1.10 SY A-NONE	100	
150	SURFACE TREATMENT	SQ YD	1-1,000 SY	TH GANNO 1.27 SY A-NONE	100	

ITEMS 200 THROUGH 250 ARE SEPARATE BID ITEMS AND MAY BE AWARDED SEPARATELY

THE FOLLOWING ITEMS ARE FOR PICK UP BY TOWN TRUCKS. CONTRACTOR TO LOAD TOWN TRUCKS AT SUPPLIERS PLANT.

ITEM#	DESCRIPTION	UNIT	VOLUME	UNIT PRICE	ESTIMATED QUANTITY	TOTAL PRICE
200	NYS TYPE 1	TON	1-1,000	MONTE 32.00 TON A-GL PAV	100	
210	NYS TYPE 3 BINDER	TON	1-1,000	MONTE 33.00 TON A-GL PAV 42.50 TON	100	
230	NYS TYPE 6 BINDER	TON	1-1,000	MONTE 37.00 TON A-GL PAV 44.00 TON	100	
240	NYS COLD PATCH	TON	1-1,000	GL PAV 75.00 TON A-NONE	100	
250	AGGREGATE	CUBIC YD	1-1,000	MONTE 5.00 CY A-GL PAV 10.00 CY	100	

NOTE: All estimated quantities listed are solely for bidding purposes. The Town of Riverhead reserves the right to increase or decrease quantities as deemed necessary.

TOWN OF RIVERHEAD
GENERAL FUND

Adopted

BUDGET ADJUSTMENT

RESOLUTION # 577

COUNCILWOMAN SANDERS

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 adjustment:

	<u>FROM:</u>	<u>TO:</u>
001.010100.542100 TOWN BD, MISC OFFICE EXPENSE	\$200.	
001.010100.524000 TOWN BD, EQUIPMENT		\$200.
001.000000.390599 APPROPRIATED FUND BALANCE	\$2,925.	
001.013100.541409 SAFETY INSPECTION, MISC.		\$2,750.
001.036200.524000 SAFETY INSPECTION, EQUIPMENT		175.
001.014100.542108 TOWN CLERK, TAPES EXPENSE	\$300.	
001.014100.542602 TOWN CLERK, STATIONERY		\$300.

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	Luit <input type="checkbox"/> Yes <input type="checkbox"/> No <i>absent</i>
Kozakiewicz <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

TOWN OF RIVERHEAD

Resolution # 578

Adopted

WATER DISTRICT

BUDGET ADJUSTMENTS

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 adjustments:

FROM:
112.000000.390599 APPROPRIATED FUND BALANCE \$30,000.

112.083200.524000 EQUIPMENT TO:
\$30,000.

THE VOTE

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

MAY 20, 2003

1097

TOWN OF RIVERHEAD

Adopted

Resolution # 579

29 MIDLAND ROAD CHAPTER 54

BUDGET ADOPTION

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

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

406.010010.411000.41048 REAL PROPERTY TAXES **FROM:**
\$10,000.

406.086660.540000.41048 CONTRACTUAL EXPENSE – DEMO & CLEANUP **TO:**
406.086660.549001.41048 ADMINISTRATION FEE \$7,500.
2,500.

THE VOTE

Sanders Yes No Blass Yes No
Densieski Yes No Lulf Yes No *absent*
Kozakiewicz Yes No

MAY 20, 2003

1098

Adopted

TOWN OF RIVERHEAD

Resolution # 580

BENNY GATZ FARMLAND DEVELOPMENT RIGHTS

CAPITAL PROJECT

BUDGET ADOPTION

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:

406.019400.494200.42024	SERIAL BONDS PROCEEDS	FROM:
		\$36,408.

406.019400.521000.42024	LAND DEVELOPMENT RIGHTS	TO:
406.019400.543000.42024	PROFESSIONAL SERVICES	\$31,408.
		5,000.

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 checked="" type="checkbox"/> No <i>absent</i>
Kozakiewicz <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

MAY 20, 2003

TOWN OF RIVERHEAD

1099
Adopted

ADOPTION OF A POLICY & PROCEDURES STATEMENT FOR GRANTS & CREATION OF A CENTRAL GRANT DEPOSITORY

RESOLUTION # 581

COUNCILWOMAN BLASS _____ offered the following Resolutions which was seconded by **COUNCILWOMAN SANDERS** _____.

WHEREAS, compliance with Federal Grant requirements in OMB Circulars, including Cost Principles, OMB Cir. A-21, A-87 & A-1212; Administrative Requirements, OMB Cir. A-102, A-100 and Audit Requirements, OMB Cir. A-133, requires a Town Policy and Procedures Statement for Grant Administration; and

WHEREAS, the Town's independent audit firm has recommended that this statement be adopted, and

NOW, THEREFORE, BE IT RESOLVED, that the Town of Riverhead hereby adopts the attached Policy and Procedures Statement with respect to the Administration of all Grants received by the Town of Riverhead.

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	

**POLICY AND PROCEDURES STATEMENT WITH RESPECT
TO THE ADMINISTRATION OF ALL GRANTS
RECEIVED BY THE TOWN OF RIVERHEAD**

1. All submissions of funding applications shall require authorization by the Town Board by Resolution including source of funds and amount requested, source of local match and amount (if available), grantor agency, purpose, and identification of the department responsible for submission.
2. A Schedule will be maintained, by the Accounting Department, of all grants received by the Town of Riverhead. The schedule will list the following:
 - a) Grant name
 - b) Granting Agency and contact person
 - c) Catalog of Federal Domestic Assistance numbers
 - d) Responsible Department Manager for grant
 - e) Town Project Account Number
 - f) Grant Description
 - g) Grant Activity
3. All year end activity reports filed in the Accounting Department must be signed off at year end by the responsible Town Department Manager for each grant.
- 4.) The Accounting personnel responsible for receipting and/or recording of disbursements must have access to the grant files to facilitate the correct posting into the Town's Accounting System.
- 5.) A listing of revenues received from the Federal, State and County should be obtained at year-end from the granting agencies and reconciled with Town's Accounting System.
- 6.) The Grants Administrator will monitor these procedures, the provisions of the grants agreements, and all Federal, State and County regulations with respect to these grants to ensure the Town's records are accurate and the grants activities are in compliance.
- 7.) This policy will be reviewed and updated by the Town Board from time to time to ensure the efficient management of all grants received by the Town of Riverhead.

May 20th, 2003

Adoptec

Town of Riverhead

Resolution # 582

DECLARES LEAD AGENCY AND DETERMINES ENVIRONMENTAL SIGNIFICANCE OF SITE PLAN PETITION OF PRESTO-O-PECONIC, INC.

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

WHEREAS, the Riverhead Planning Department is in receipt of a preliminary site plan application from George J. Nunnaro on behalf of Prest-O-Peconic, Inc., to allow the construction of a 2,800 sq. ft. warehouse with appurtenant site improvements, such real property located at Route 25, Riverhead; Suffolk County Tax Map Number 0600-119-2-14; and

WHEREAS, the subject property lies within the Recreation Rivers portion of the New York State Regulated Wild, Scenic and Recreational Rivers Act; and

WHEREAS, the Town Board of the Town of Riverhead desires to be the Lead Agency in the Environmental Review of this site plan petition.

NOW, THEREFORE, BE IT

RESOLVED, that in the matter of the site plan petition of Presto-O-Peconic, Inc., the Riverhead Town Board hereby declares itself to be the Lead Agency pursuant to 6NYCRR Part 617.

BE IT FURTHER

RESOLVED, that the Town Board hereby determines the Action to be Unlisted pursuant to 6NYCRR Part 617 and that there are no identified significant adverse impacts to either the natural or social environment and that an Environmental Impact Statement need not be prepared.

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to foreword a certified copy of this resolution to George J. Nunnaro, owner Presto-O-Peconic, Inc., 1400 West Main Street, Riverhead, New York 11901, the Riverhead Planning Department, the Riverhead Planning Department and the Town Attorney.

Planning/rh

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



May 20, 2003

1102

Adopted

TOWN OF RIVERHEAD

Resolution # 583

APPROVES SPECIAL PERMIT PETITION OF HERITAGE PROPERTY INVESTMENT (CVS PHARMACY)

COUNCILMAN DENSIESKI

offered the following resolution which

was seconded by COUNCILWOMAN BLASS

WHEREAS, the Town Board of the Town of Riverhead is in receipt of a special permit petition from Hook SuperX as authorized agent of Heritage Property Investment, LP pursuant to Article XXVIA and the Zoning District Use Schedule of the Riverhead Town Code, to construct a 13,730 square foot pharmacy with twin drive through windows and related site improvements as a free standing addition to an existing shopping center located on Old Country Road, Riverhead; such property more particularly described as Suffolk County Tax Map Number 0600-108-3-18, and

WHEREAS, the Riverhead Town Board by resolution No. 1177 of 2002 did declare themselves to be the lead Agency, and

WHEREAS, the Town Board has referred the petition to the Town of Riverhead Planning Board; such Planning Board recommending the granting of the special permit subject to certain conditions, and

WHEREAS, the Town Board has referred the petition to the Suffolk County Planning Commission for its recommendation, such Planning Commission deeming the matter to be one of local determination, and

WHEREAS, a public hearing was held on the petition on February 19, 2003 as required by the Riverhead Town Code, and

WHEREAS, the Town Board has carefully considered the merits of the petition, the SEQRA record created to date, the expanded environmental assessment form accompanying the petition, the report of the Planning Department, the report of the Planning Board, the report of the Suffolk County Planning Commission, 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 special permit petition of Heritage Property Investment (CVS Pharmacy) the Riverhead Town Board hereby determines the action to be Unlisted pursuant to GNYCRR Part 617 and that there are no significant adverse impacts to either the natural or social environment and that a Draft Environmental Impact Statement need not be prepared, and

BE IT FURTHER

RESOLVED, that the Planning Department be directed to publish and post those notices of non-significance as required by GNYCRR Part 617, and

BE IT FURTHER

RESOLVED, that in the matter of the special permit petition of Heritage Property Investment (CVS Pharmacy), the Riverhead Town Board hereby makes the following findings:

1. That the premises is located within the Business B Zoning Use District;
2. That the Business B Zoning Use District restricts the maximum building area of a commercial development to no more than 15% of the area of the subject lot;
3. That the premises is currently developed with a building area of 87,705 square feet (17.5%) and that the proposed construction would result in a building area of 101,435 square feet or 20.24% of the area of the subject premises;
4. That the Town Board has historically approved building areas greater than 15% within the Business B Zoning Use District when parking is provided in conformance with the off street parking regulations of the Town of Riverhead Zoning Ordinance;
5. That in the site plan approval of the commercial development of the contiguous property to the west (Serota Plaza) the Town Board secured a cross easement to allow motor vehicle traffic from the subject premises;

BE IT FURTHER

RESOLVED, that based upon its findings, the Riverhead Town Board hereby approves the special permit application of Heritage Property Investment (CVS Pharmacy) to construct a 13,730 square foot pharmacy with twin drive through windows and related site improvements as a free standing addition to an existing shopping center subject to the following conditions:

1. That the property owner grant a cross easement to the satisfaction of the Town Attorney at a point along the westerly property line of the subject premises to allow motor vehicles to pass and re-pass between tax map parcel no. 0600-108-3-13.5 and the subject premises;
2. That the property owner grant a cross easement to the satisfaction of the Town Attorney at a point along the easterly property line of the subject premises to allow motor vehicles to pass and re-pass between the subject premises and tax map parcel no. 0600-108-3-14

- 3. That the applicant make a payment pursuant to Chapter 95A of the Riverhead Town Board to the Town of Riverhead TDR Clearinghouse in the amount of \$120,000.00 which is equivalent to the transfer of three (3) development rights in conformance with the recommendations of the Comprehensive Plan with respect to commercial development within the Route 58 corridor; and

BE IT FURTHER

RESOLVED, that a copies of this resolution be forwarded to the Town Attorney, Building Department, Planning Department and Heritage Property Investment or their agent.

Planning/rl/as per Town Board

Robert THE VOTE
 Sanders Yes No
 Densleski Yes No
 Blass Yes No
 Lull Yes No
 Kazakiewicz Yes No
 THE RESOLUTION WAS WAS NOT
 THEREUPON FULLY ADOPTED *Robert*

05/20/03

Adopted

TOWN OF RIVERHEAD

Resolution # 584

AUTHORIZES THE SUPERVISOR TO EXECUTE DEED TO THE SUFFOLK THEATRE TO THE TOWN OF RIVERHEAD COMMUNITY DEVELOPMENT AGENCY

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

WHEREAS, Suffolk Theatre Enterprises, Inc., has made a proposal to purchase the Suffolk Theatre and to restore same as performing arts center, and

WHEREAS, and the Town Board has considered this proposal and desires to enter into a contract, the form of which shall be subject to future approval, and subject to the purchaser being determined to be a qualified and eligible sponsor under the Urban Renewal Law, to sell the Suffolk Theatre to Suffolk Theatre Enterprises, Inc., for the purpose of urban renewal, and

WHEREAS, in order to allow the project to go forward under urban renewal, the Town must transfer the title of the premises to the Town of Riverhead Community Development Agency,

NOW, THEREFORE, it is hereby

RESOLVED, that the Supervisor is hereby authorized to execute a an deed transferring the Suffolk Theatre property (0900-129-1-7) from the Town of Riverhead to the Town of Riverhead Community Development agency, and be it further

RESOLVED that the Town Clerk is hereby directed to forward a certified copy of this resolution to Supervisor, Town Board, Community Development Agency, Town Attorney 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 type="checkbox"/> Yes	<input type="checkbox"/> No	Lull	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	<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

DAWN C. THOMAS/Suffolk Theatre deed to CDA

May 20th, 2003

TOWN OF RIVERHEAD

Resolution # 585

1106
Tabled

**APPROVES SITE PLAN OF RIVERHEAD CONGREGATION JEHOVAH'S
WITNESSES**

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

WHEREAS, a site plan and elevations were submitted by Vito Randazzo, to construct a 3,500 sq. ft. church building upon real property located at Main Road (NYSR 25) Aquebogue, New York, known and designated as Suffolk County Tax Map Number 0600-85-3-1.6; and

WHEREAS, the Planning Department has reviewed the site plan dated March 22nd, 2003, as prepared by Joseph Fischetti, Jr., P.E., and elevations dated March 22nd, 2002, as prepared by Joseph Fischetti, P.E. 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 20021119 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 Riverhead Congregation Jehovah's Witnesses; the Riverhead Town Board hereby declares itself to be the Lead Agency and further determines the action to be Type II pursuant to GNYCRR Part 617.

BE IT FURTHER

RESOLVED, that the site plan and elevations submitted by Vito Randazzo, to construct a 3,500 sq. ft. church building upon real property located at Main Road (NYSR25), Aquebogue, New York, site plan dated March 22nd, 2003, as prepared by Joseph Fischetti, P.E. and elevations dated March 22nd, 2002, as prepared by Joseph Fischetti, P.E. 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 Congregation Jehovah's Witnesses, hereby

RESOLVED, that the site plan and elevations submitted by Vito Randazzo, to construct a 3,500 sq. ft. church building upon real property located at Main Road (SR25), Aquebogue, New York, site plan dated March 22nd, 2003, as prepared by Joseph Fischetti, P.E. and elevations dated March 22nd, 2002, as prepared by Joseph Fischetti, P.E. 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 Congregation Jehovah's Witnesses, hereby

authorizes and consents to the Town of Riverhead to enter premises at Main Road, (SR 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(D) 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 the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Vito Randazzo, 23 Northview Court, PO Box 677, Aquebogue, New York 11931, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

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

ALL MEMBERS IN FAVOR OF TABBING THE RESOLUTION.

THE VOTE

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

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

Tabled

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 2003, made by Riverhead Congregation Jehovah's Witnesses, Po Box 677 Aquabogue, New York 11931, 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, Riverhead Congregation Jehovah's Witnesses, hereby authorizes and consents to the Town of Riverhead to enter premises at Main Road (SR 25), Aquebogue, 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(1) 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;

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

Riverhead Congregation Jehovah's
Witnesses

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

Planning/egr

May 20, 2003

TOWN OF RIVERHEAD

Resolution # 586

Adopted

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER THE PURCHASE OF DEVELOPMENT RIGHTS OF A PARCEL LOCATED IN THE TOWN OF RIVERHEAD (PROPOSED OWNERS EDWARD HARBES AND MONICA HARBES)

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

WHEREAS, pursuant to the provisions of §247 of the New York State General Municipal Law, fee simple owners of agricultural lands may elect to sell and the Town of Riverhead may elect to purchase development rights associated with said lands; and

WHEREAS, Edward Harbes and Monica Harbes have expressed a desire to sell the development rights on approximately 33 acres of their agricultural lands located on the southerly side of Main Road, Jamesport, New York, at \$35,000 per acre, further described as Suffolk County Tax Map Number 0600-68-3- p/o 7.8 to the Town of Riverhead.

NOW THEREFORE BE IT RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider the purchase of development rights of agricultural lands owned by Edward Harbes and Monica Harbes, once in the Traveler Watchman on May 29, 2003, hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed purchase of development rights to be posted on the sign board of the Town in the Office of the Town Clerk; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to Edward Harbes and Monica Harbes, PO Box 1524, Mattituck, New York 11952; the Farmland Preservation Committee; Peconic Land Trust, Attn: Julie T. Wesnofske, 296 Hampton Road, P.O. Box 1776, Southampton, New York, 11969; the Planning Department; the Assessor's Office; the Tax Receiver's Office; the Accounting Office and the Town Attorney's Office.

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

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 17th day of June 2003 at 2:15 o'clock p.m., at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider the purchase of development rights of approximately 33 acres of agricultural lands owned by Edward Harbes and Monica Harbes located on the southerly side of Main Road, Jamesport, New York, at \$35,000 per acre, further described as Suffolk County Tax Map Number 0600-68-3- p/o 7.8 pursuant to §247 of the New York State General Municipal Law and Chapter 44 of the Riverhead Town Code.

Dated: Riverhead, New York
May 20, 2003

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTA, Town Clerk

Adopted

TOWN OF RIVERHEAD
Resolution # 587

APPROVES TEMPORARY BANNER OF LINENS -N- THINGS

COUNCILMAN DENSIESKI

_____ offered the following resolution, which was seconded by

COUNCILWOMAN BLASS

WHEREAS, a temporary banner and sketch were submitted by Mandeville Signs, Inc. for property located designated by Suffolk County Tax Map number 0600/101.00-02-011.01, Riverhead Centre, 1550 Old Country Road, Riverhead, New York; 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 the permit application for a temporary banner submitted by Mandeville Signs, Inc. for Linen -n- Things; and be it

RESOLVED, that said temporary sign permit shall expire on June 30, 2003 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 Mandeville Signs, Inc., 676 George Washington Highway, Lincoln, Rhode Island, 02865, the Planning Department and the Building Department.

Robert **BEFORE THE VOTE**

Sanders Yes ~~No~~ Blass Yes ~~No~~ 115
Densieski Yes ~~No~~ Lull Yes ~~No~~

Kozakiewicz Yes ~~No~~

THE RESOLUTION WAS ~~NOT~~ ADOPTED
THEREUPON DULY ADOPTED

Adopted

TOWN OF RIVERHEAD

Resolution # 588

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE OF PUBLIC HEARING TO CONSIDER A PROPOSED LOCAL LAW TO AMEND CHAPTER 47 "BAYS AND CREEKS" OF THE RIVERHEAD TOWN CODE

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

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 amend Chapter 47 of the Riverhead Town Code entitled, "BAYS AND CREEKS", once in the May 29, 2003 issue of the Traveler Watchman, 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 Conservation Advisory Council, the Building Department and the Office of the Town Attorney.

THE VOTE

Sanders Yes No
Densieski Yes No

Blass Yes No
Lull Yes No

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT
THEREFORE NOT ADOPTED

B2

TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE, that a public hearing will be held on the 1st day of July, 2003 at 7:05 o'clock p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to consider a local law to amend Chapter 47 of the Riverhead Town Code entitled "Bays and Creeks". The entire text of the amendment can be inspected at the Town Clerk's office from 8:30 am to 4:30 pm, Monday through Friday.

Dated: May 20, 2003
Riverhead , New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTA, TOWN CLERK

REVISIONS PROPOSED TO CHAPTER 47: BAYS AND CREEKS

§ .-21. Docks, basins and ramps.

- A. ~~No dock, basin or ramp owned, controlled or operated by the Conservation Advisory Council shall be used by persons other than residents of the Town of Riverhead.~~
- B. ~~No person shall place any obstructions or place, pile or store any nets, boxes, bait cans or fishing equipment or gear whatsoever upon any dock, wharf or pier or highway owned, controlled or operated by the Conservation Advisory Council.~~
- A. It shall be the policy of the Town of Riverhead that all moorings, docks and appurtenant structures shall be designed, constructed, and located so as to reduce potential adverse impacts to natural resources and habitats, navigation, public safety, waterway congestion, and access to public lands and water.
- B. The standards for a residential dock shall be as follows:
1. In no case shall the length of the dock exceed one hundred fifty (150) feet in length or exceed fifteen percent (15%) of the width of the waterway, whichever meets the minimum three (3) foot low water depth;
 2. Only one dock may be constructed on a residential lot that has a riparian right. A waiver to this provision may be granted where a single dock is proposed for the common use by a maximum of three (3) adjacent property owners;
 3. A residential dock and associated mooring piles must be configured so that no more than two (2) vessel berths are created for each residential lot with riparian rights;
 4. The dock and any appurtenant structure, or any vessel tied to the dock, may not be located within or impinge upon that area located within ten (10) feet of the seaward extension of any property line;
 5. The width of a catwalk or dock may not exceed four (4) feet and must be elevated a minimum of four feet above the mean high water mark and a minimum of four feet above grade when traversing any tidal or freshwater wetlands as identified by the Wetland Inventory Maps for the Town of Riverhead or those freshwater or tidal wetlands identified on maps prepared for the New York State Department of Environmental Conservation;
 6. The width of any single float may not exceed six (6) feet in width nor twenty (20) feet in length and shall be secured or installed in such a manner that the float shall not rest on the bottom of the water body at any time during the tidal cycle.

C. The standards for commercial docks shall be as follows:

1. In no case shall the dock length, excluding that portion landward of the apparent mean high water mark, be in excess of one hundred fifty (150) feet nor exceed thirty percent (30%) of the width of the waterway, whichever is less;
2. The width of a catwalk or dock may not exceed eight (8) feet and must be elevated a minimum of four (4) feet above grade when traversing any tidal or freshwater wetlands;
3. The width of any single float may not exceed eight (8) feet in width and shall be secured or installed in such a manner that the float shall not rest on the bottom of the water body at any time during the tidal cycle;
4. All commercial docking facilities which provide fuel to vessels must also provide pump-out facilities for vessel sanitary waste;
5. A permit for the commercial operation of docking facilities must be applied for on an annual basis. The fee for this permit shall be ten dollars (\$10) per berth, with a minimum fee for this permit of fifty dollars (\$50) and a maximum fee of hundred dollars (\$200).
MSD
6. A certificate of insurance indicating a minimum liability coverage of one million dollars (\$1,000,000) must be placed on file with the Town each year of operation.

D. Safety requirements for private and commercial docks.

1. All electrical installation must comply with the National Electric Code (NEC) and must be inspected and approved by a representative of the Town of Riverhead building department;
2. An appropriate fire extinguisher must be permanently affixed to the dock during the boating season and located within seventy five (75) feet of any boat;
3. The storage of fuel on a dock is prohibited;
4. A permit issued by the fire marshal or by the bay constable is required for the purpose of mobile fueling of a vessel. This permit shall specify the date and the time when the fueling is to be scheduled.

- E. No boat mooring or dock shall be located within the lines of any navigation channel, be located within fifty (50) feet of any channel marker or so as to interfere with the full use of such channel, nor shall any mooring or dock be located within one hundred (100) feet of any municipal dock.
- F. The disturbance of natural vegetation and topography during construction activities shall be minimized to the greatest degree possible. To this end, project-limiting fencing, siltation mesh, straw bales or similar devices for controlling land disturbances and retarding erosion and siltation shall be required during construction and during any clearing or grading of land preparatory associated with construction activities.
- G. No permit from the Conservation Advisory Council which is required for projects or activities in tidal waters shall allow the use of wood which has been treated with commercial copper quat (ACQ), pentachlorophenol, or creosote. Wood treated with copper chromated arsenate (CCA) may be used for pilings. All planking and framing must be constructed of material alternative to CCA treated wood.
- H. Dock floatation billets must be constructed of durable and acceptable material.
- I. The Town shall have the right to seek removal of any dock or mooring which has been constructed or placed without a permit or is in violation of the standards and/or restrictions set forth in this section.
- J. In considering the issue of a permit by the Conservation Advisory Council, the following impacts shall be weighed:
1. the effects upon safe navigation;
 2. the potential for interference with public use of waterways for swimming, boating, fishing, shellfishing, waterskiing, and the like;
 3. the potential for interference with transit by the public along the beaches or foreshore;
 4. whether or not the structure will significantly impair the use or value of waterfront property adjacent or near to the docks;
 5. the potential for degradation of surface water quality;
 6. the potential for destruction of beds of eel grass (*Zostera marina*) or shellfish;
 7. the potential for unduly restricting tidal flow or water circulation; and
 8. the possibility of despoiling views from public parklands or roadways.

K. Any dock which received a DEC permit prior to the filing of the Local Law amending this Chapter shall be grandfathered from the provisions herein.

- strikethrough represents deletions
- underline represents additions

05/20/03

Adopted

TOWN OF RIVERHEAD

Resolution # 589

AUTHORIZES THE 'PARENTS OF MEGHAN'S LAW' TO CONDUCT AN EDUCATIONAL CONFERENCE FOR RECREATION STAFF

Councilwoman Rose Sanders offered the following resolution,

which was seconded by **Councilman Ed Densieski**

WHEREAS, The "Parents of Meghan's Law" organization is willing to conduct an educational conference on Tuesday, June 17, 2003 and on Wednesday, June 18, 2003 at the George Young Community Center in Jamesport for the purpose of training staff in the Riverhead Recreation Department; and

WHEREAS, It is both appropriate and beneficial for Town Employees working under the Town's Summer Recreation Day Camp program and its youth recreation programs involving children to be trained to deal with the requirements of Meghan's Law.

NOW THEREFORE, BE IT RESOLVED, That the Town Board be and does hereby authorize the "Parents of Meghan's Law" to conduct an educational conference on Tuesday, June 17, 2003 and on Wednesday, June 18, 2003 at the George Young Community Center in Jamesport for the purpose of training staff in the Riverhead Recreation Department; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Riverhead Recreation Department, Personnel in the Office of Accounting and the "Parents of Meghan's Law" organization.

THE VOTE

Sanders Yes No

Blass Yes No

Densieski Yes No

Lull Yes No *Robert*

Kozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

05/20/03

Adopted
STATUS _____

TOWN OF RIVERHEAD

Resolution # 590

**Resolution Calling For Moratorium
On The State's Equalization Rates
And The Creation Of An Assessment Ratio
For Commercial Property**

Councilman Densieski offered the following resolution,

which was seconded by Councilwoman Blass

WHEREAS, The methodology used by the State of New York Office of Real Property Services in calculating Equalization Rates is appropriate for the majority of municipalities and communities throughout the State of New York, however, this methodology clearly provides a misleading rate, which artificially inflates the values of commercial property on Long Island and specifically throughout the County of Suffolk; and

WHEREAS, The potential financial impact of said Equalization Rates presents a devastatingly negative impact by opening Town government to copious and unnecessary litigation through certiorari proceedings; and

WHEREAS, Long Island has experienced a rapid increase in its housing market with estimates of home values increasing fifteen to twenty percent in the past year alone; and

WHEREAS, Long Island has not experienced an increase in the value of commercial and rental properties but in some areas has actually endured a decrease in value; and

WHEREAS, It is the opinion of the Town Board of the Town of Riverhead that the current Equalization Rates will unreasonably shift the tax burden from commercial properties to residential properties; and

WHEREAS, The Town Board of the Town of Riverhead believes it in the best interest of the residents and taxpayers of the County of Suffolk and the Town of Riverhead that the Legislature of the State of New York earnestly compel the State of New York Office of Real Property Services to review the appeals set forth by the Suffolk County Supervisors' Association and the Ten Towns of the County of Suffolk, and to investigate, examine and modify the procedures and methodology of the Equalization Rate process on Long Island (specifically for the County of Suffolk)

to ensure fairness and equity in the distribution of real property taxes by creating a Commercial Assessment Ratio in the same manner that the Real Property Tax Law provides a residential ratio; and

WHEREAS, The Town Board of the Town of Riverhead further believes it imperative that the Legislature of the State of New York and the State of New York Office of Real Property Services move to impose a moratorium on the 2002 Equalization Rates and revert these rates to the previous year's Equalization Rate for those Towns in the County of Suffolk in need of such preventative measure.

NOW THEREFORE, BE IT RESOLVED, That the Town Board of the Town of Riverhead does and hereby ardently petitions the Legislature of the State of New York, and the Governor of the State of New York to amend the State of New York Real Property Tax Law, and to impose a moratorium on the 2002 Equalization Rates and revert these rates to the previous year's Equalization Rate for those Towns in the County of Suffolk in need of such preventative measure; and

BE IT FURTHER, RESOLVED, That the Legislature of the State of New York earnestly compel the State of New York Office of Real Property Services to review the appeals set forth by the Ten Towns of the County of Suffolk and to investigate, examine and modify the procedures and methodology of the Equalization Rate process on Long Island (specifically the County of Suffolk) to ensure fairness and equity in the distribution of real property taxes by creating a Commercial Assessment Ratio in the same manner that the Real Property Tax Law provides a residential ratio; and

BE IT FURTHER, RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby authorized to forward a certified copy of this resolution to State of New York Governor George Pataki, the Clerk of the State of the New York Senate, the Clerk of the State of the New York Assembly, each Town Supervisor in the Ten Towns of Suffolk County and the Suffolk County Assessors' Association.

THE VOTE

Alben
Lull Yes No Densieski Yes No

Blass Yes No Sanders Yes No

Kozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

May 20, 2003

1126
Adopted

TOWN OF RIVERHEAD

Resolution # 591

Sense resolution

Supporting Amendment
To State of New York
Returnable Container Act of 1982

Councilman Densieski offered the following
resolution,

which was seconded by **Councilwoman Sanders**

WHEREAS, The State Department of Environmental Conservation has indicated that more than five million tons of glass, metal and plastic materials have been reduced or eliminated from the waste stream, saving the taxpayers millions of dollars in landfill and incinerator tipping fees as well as recycling costs; and

WHEREAS, The largest growing sector of the convenience beverage industry (approximately twenty percent of the market) consists of non-carbonated bottled water, tea, juice and sports drinks which do not carry the New York five-cent deposit despite the fact that they are sold in recyclable glass, plastic, or aluminum containers; and

WHEREAS, It is the opinion of the Town Board of the Town of Riverhead that many New Yorkers actively participate in municipal recycling programs by depositing soda cans in recycling bins rather than returning them to a grocery store or redemption center, and unlike the states of Michigan and Massachusetts where unclaimed deposits are turned over to those states and earmarked to promote environmental recycling programs, the State of New York currently allows unclaimed deposits to be retained by the bottle industry and distributor industry; and

WHEREAS, The Town Board of the Town of Riverhead wholeheartedly supports any proposal by the State Legislature of New York to amend

State of New York Returnable Container Act of 1982 to include all non-carbonated bottled water, tea, juice and sports drinks; and that all unclaimed deposits be henceforth earmarked to promote municipal environmental recycling programs and State environmental initiatives.

NOW THEREFORE, BE IT RESOLVED, That the Town Board of the Town of Riverhead does and hereby petitions the State Legislature and the Governor of the State of New York to amend State of New York Returnable Container Act of 1982 to include all non-carbonated bottled water, tea, and sports drinks; and

BE IT FURTHER, RESOLVED, That the Town Board of the Town of Riverhead requests that all unclaimed deposits for environmental recycling programs be henceforth earmarked to promote municipal environmental recycling programs and State environmental initiatives; and

BE IT FURTHER, RESOLVED, That the Town Clerk of the Town of Riverhead be and is hereby authorized to forward a certified copy of this resolution to the State of New York Governor George Pataki, the Clerk of the State of the New York Senate, the Clerk of the State of the New York Assembly, Jessica Ottney, program coordinator for the Citizens Campaign for the Environment, and each Town Supervisor in the Ten Towns of Suffolk County.

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 # 592

**Appoints a Member to the
Agricultural Advisory Board**

COUNCILMAN DENISFERRI offered the following

resolution, which was seconded by COUNCILWOMAN BLASS

WHEREAS, the Town Board of the Town of Riverhead established an Agricultural Advisory Board and appointed six members on May 7, 1996 by Town of Riverhead Resolution #361-1996 to act as liaison between the Town of Riverhead and the Long Island Farm Bureau; and

WHEREAS, it is the intent of the Town Board of the Town of Riverhead to preserve the rural character of its agricultural community; and

WHEREAS, there has been growth in the wine industry within the Town of Riverhead to such extent that a representative of that agricultural community would be appropriate; and

WHEREAS, this Town Board desires a representative of the Long Island Wine Council to be appointed to this Committee.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby appoints Bob Kern to the Agricultural Advisory Committee; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Bob Kern, Martha Clara Vineyards, 6025 Sound Avenue Route, Riverhead, New York 11901 and Agricultural Advisory Committee.

THE VOTE

Abstain

Sanders Yes No Blass Yes No

Densieski Yes No Lull Yes No *Abstain*

Kozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Adopted

Resolution # 593

ACCEPTS OFFER OF SALE OF DEVELOPMENT RIGHTS
(PROPOSED OWNER BENNY GATZ)

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

WHEREAS, the Riverhead Farmland Preservation Committee (“the Committee”) has received an offer for sale of development rights from Benny Gatz, consisting of approximately 18.1 acres of real property located on the southerly side of Sound Avenue, Northville, New York, such real property more particularly described as Suffolk County Tax Map Number 0600-21-2- p/o 10.1; and

WHEREAS, the Committee has commissioned an appraisal of the value of development rights inherent in the subject real property; and

WHEREAS, the Committee has assessed the subject real property with respect to the criteria provided in the Agricultural Preservation Law and has formally recommended that the Town Board of the Town of Riverhead consider the purchase of development rights from this property; and

WHEREAS, the Town Board has carefully considered the merits of the offer sale of development rights, the report of the Peconic Land Trust, the appraisal of development rights by Given Associates, the report of the Farmland Preservation Committee, the criteria set forth in the agricultural preservation law and all other pertinent planning, zoning and environmental information; and

WHEREAS, the Town Board finds that the acquisition of the development rights on the subject parcel is the best alternative for the protection of community character of all reasonable alternatives available to the Town.

NOW THEREFORE BE IT RESOLVED, that the Riverhead Town Board hereby accepts the offer of sale of development rights from the subject real property of Benny Gatz, pursuant to Chapter 14 and Chapter 44, Section 44-5 B(2) of the Code of the Town of Riverhead; and be it further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a contract for purchase of development rights from the subject properties in an amount not to exceed twenty-five thousand dollars per acre (\$25,000.00), which contract will void the contract previously executed between the Town, Suffolk County and Benny Gatz on December 11, 2001; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Susan Grun, PO Box 389, Riverhead, NY 11901; the Farmland Preservation Committee; Peconic Land Trust, Attn: Julie Westnofske, 296 Hampton Road, P.O. Box 1776, Southampton, New York, 11968; the Planning Department; the Assessor’s Office; the Tax Receiver’s Office; the Accounting Office and the Office of the Town Attorney.

THE VOTE

Sanders Yes No Diaco Yes No
Densieski Yes No Lull Yes No

Kozakiewicz Yes No
Gatz Yes No

C:\Documents and Settings\Owner\My Documents\Clients\Development Rights\Gatz\Gatz Resolution WAS NOT
THEREUPON DULY ADOPTED

May 20, 2003

TOWN OF RIVERHEAD

Adopted¹³⁰

Resolution # 594

ACCEPTS OFFER OF SALE OF DEVELOPMENT RIGHTS
(PROPOSED OWNERS RICHARD PISACANO AND GASPER PISACANO)

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

WHEREAS, the Riverhead Farmland Preservation Committee (“the Committee”) has received an offer for sale of development rights from Richard Pisacano and Gasper Pisacano, consisting of approximately 7.1 acres of real property located on the southerly side of Sound Avenue, Riverhead, New York, such real property more particularly described as Suffolk County Tax Map Number 0600-17-5-p/o 4.3; and

WHEREAS, the Committee has commissioned an appraisal of the value of development rights inherent in the subject real property; and

WHEREAS, the Committee has assessed the subject real property with respect to the criteria provided in the Agricultural Preservation Law and has formally recommended that the Town Board of the Town of Riverhead consider the purchase of development rights from this property; and

WHEREAS, the Town Board has carefully considered the merits of the offer sale of development rights, the report of the Peconic Land Trust, the appraisal of development rights by Given Associates, the report of the Farmland Preservation Committee, the criteria set forth in the agricultural preservation law and all other pertinent planning, zoning and environmental information; and

WHEREAS, the Town Board finds that the acquisition of the development rights on the subject parcel is the best alternative for the protection of community character of all reasonable alternatives available to the Town.

NOW THEREFORE BE IT RESOLVED, that the Riverhead Town Board hereby accepts the offer of sale of development rights from the subject real property of Richard Pisacano and Gasper Pisacano, pursuant to Chapter 14 and Chapter 44, Section 44-5 B(2) of the Code of the Town of Riverhead; and be it further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a contract for purchase of development rights from the subject properties in an amount not to exceed Thirty-one thousand dollars per acre (\$31,000.00); and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Paul Caminetti, PO Box 846, Southold, New York 11971; the Farmland Preservation Committee; Peconic Land Trust, Attn: Julie Westhofske, 296 Hampton Road, P.O. Box 1776, Southampton, New York, 11968; the Planning Department; the Assessor’s Office; the Tax Receiver’s Office; the Accounting Office and the Office of the Town Attorney.

05/20/03

TOWN OF RIVERHEAD

Adopted

Resolution # 595

AUTHORIZES THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH WAYNE FETTRO FOR THE PAINTING OF A MURAL ON TOWN PROPERTY

COUNCILMAN DENSIESKI

by _____ offered the following resolution, was seconded

COUNCILWOMAN SANDERS _____

WHEREAS, Wayne Fetro has made a proposal to paint a mural on Town of Riverhead property,

WHEREAS, and the Town Board has considered this proposal and desires to have said mural painted on the rear of the barn located on the East End Arts property,

NOW, THEREFORE, it is hereby

RESOLVED, that the Supervisor is hereby authorized to execute a an agreement with Wayne Fetro to paint a mural on said Town property, specifically the barn located behind the East End Arts Council, and be it further

RESOLVED that the Town Clerk is hereby directed to forward a certified copy of this resolution to Wayne Fetro, East End Arts Council, the Office of the Town Attorney and the Office of Accounting.

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

THE VOTE: Sanders, no, Blass, yes, Densieski, no, Lull absent, Kozakiewicz, no
The resolution was thereupon declared not to be tabled.

COUNCILMAN DENSIESKI OFFERED THE RESOLUTION FOR ADOPTION, WHICH WAS SECONDED BY COUNCILWOMAN SANDERS.

THE VOTE: Sanders, yes, Blass, abstain, Densieski, yes, Lull, absent, Kozakiewicz, yes.

		THE VOTE			
Sanders	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Blass	Yes <input type="checkbox"/> No <input type="checkbox"/>	<i>abstain</i>	
Densieski	Yes <input type="checkbox"/> No <input type="checkbox"/>	Lull	Yes <input type="checkbox"/> No <input type="checkbox"/>	<i>absent</i>	
Kozakiewicz	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>				

The resolution was thereupon declared to be duly adopted

TOWN OF RIVERHEAD

Adopted

Resolution # 596

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER A PROPOSED LOCAL LAW ENTITLED "MORATORIUM ON RESIDENTIAL DEVELOPMENT"
COUNCILWOMAN BLAS

_____ offered the following resolution, was seconded

by **COUNCILMAN DENESKI** :

WHEREAS, pursuant to resolution 426, the Town Board directed the "Town Attorney to prepare a draft Local Law to ultimately effect a residential development Moratorium upon lands within the Agricultural Overlay District as proposed by the Riverhead Planning Board", and

WHEREAS, the Town Attorney has prepared said draft Local Law and the Town Board of the Town of Riverhead has reviewed the draft, and

WHEREAS, the Planning Board reviewed the proposed moratorium and offered suggested changes, and

WHEREAS, the Suffolk County Planning Commission has reviewed the proposed moratorium and has determined the matter to be an issue of local determination, and

WHEREAS, the six month moratorium was adopted on December 4, 2001 and extended for one year to June 11, 2003, and

WHEREAS, the Town Board is in the process of scheduling the public hearings to adopt the Comprehensive Plan and its attendant Generic Environmental and that as such it is imperative to adopt a brief three month extension to the moratorium so that new residential development does not occur under outdated zoning,

NOW THEREFORE BE IT RESOLVED, that the proposed Local Law is a Type II action pursuant to 6 NYCRR Part 617.5(30), and be it further

RESOLVED, that Town Clerk be and is hereby authorized to publish and post the attached public notice to consider a local law entitled, "Moratorium on Residential Development", once in the May 29, 2003, issue of the Traveler Watchman Newspaper, hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town in the Office of the Town Clerk; and be it further

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

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THE VOTE

Sanders Yes No **Blas** Yes No
Denski Yes No **Lid** Yes No *about*
Kozakewicz Yes No
THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

1133

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on the 17th day of June at 2:40 o'clock p.m., at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider the adoption of a Local Law entitled, "Moratorium on Residential Development" as follows:

109-001. LEGISLATIVE INTENT.

In order to better protect the health, safety and welfare of its residents, the Town of Riverhead is currently updating its Comprehensive Plan so as to ensure the protection of its natural resources, including farmland, wetlands, coastal areas, water-front lands, and woodlands.

With the intent on establishing a comprehensive means of preserving farmland in Riverhead, Land Ethics, Inc., Inc., a subcontractor to the Town's Comprehensive Plan consultant, Abeles, Phillips, Preiss & Shapiro ("A, P, P & S"), has developed a draft chapter for the Comprehensive Plan entitled "Preservation Strategy for Agriculture in the Town of Riverhead".

With regard to Riverhead's unique opportunities as an agricultural community, in its draft chapter "Preservation Strategy for Agriculture in the Town of Riverhead" Land Ethics, Inc. stated as follows:

"Because of the large amount of farmland remaining in Riverhead, it's excellent climate and soils, as well as it's geographic location at the intersection of the North and South Forks, Riverhead is uniquely situated to benefit from agricultural preservation. Relative to other communities on eastern Long Island, Riverhead still has a large amount of contiguous agricultural space. Riverhead therefore has the potential to become the agricultural nexus or "heartland" of eastern Long Island ... Because of its unique geographic location, Riverhead stands to benefit economically if new growth is well managed. To reap these benefits, Riverhead must carefully balance three areas of actions: the revitalization of downtown; the accommodation of new growth, and the maintenance of rural character in its outlying regions."

With regard to the current state of agriculture and agricultural lands within the Town of Riverhead Land Ethics, Inc. further stated:

Over the nearly fifty-year period between 1950 and 1992, farmland in Suffolk County decreased 71 percent, from 123,346 acres to 35,353 acres. According to the Suffolk County Planning Department, farmland continues to decline at a rate of roughly 1,300 (1,289) acres per year. ... In 1968, Riverhead has 30 percent of the county's farmland (19,550) acres; nearly 30 years later in 1996, despite a 9 percent drop in the Town agricultural acreage, Riverhead had 38% of the

county's farmland – 17,662 acres. These figures indicate that Riverhead has a critical role to play in the protection of prime agricultural lands in eastern Long Island.

In an effort to enable to Town to better preserve its agricultural heritage and open spaces, Land Ethics, Inc., in its draft "Preservation Strategy of Agriculture in the Town of Riverhead" has proposed significant changes to zoning which will impact residential development and to residential land development review procedures with the Town.

Due in part to the ongoing Comprehensive Planning effort that the Town of Riverhead has been engaged in for several years, the Town has experienced a significant increase in for several years, the Town has experienced a significant increase in for several years, the Town has permit project applications in anticipation of pending changes. Currently there are numerous such pending applications within the proposed Agriculture Overlay District and the proposed Development Rights Receiving Districts. The influx of these development applications going forward under outdated policies and procedures will impair the effectiveness of the aforementioned proposed changes, further exacerbating the loss of natural resources sought to be preserved though the implementation of forthcoming update to the Comprehensive Plan. It is expected that the final version the Comprehensive Plan chapter outlining the preservation strategy for the Town of Riverhead, its attendant Generic Environmental Impact Statement and the new zoning will be ready to be adopted and implemented by the Town in approximately three months from the effective date of this local law.

Pending the implementation of the Comprehensive Plan, a moratorium on the subdivision of land and/or the approval of site plans or special permits on lands within the proposed Agricultural Overlay District and Development Rights Receiving Areas, will give the Town of Riverhead the breathing room it needs to adopt the zoning and planning changes necessary to protect the public health, safety, and welfare.

The previous moratorium adopted by the Town Board on December 12, 2001, which expired by its own terms on June 12, 2002, did not permit the Town sufficient time to adopt and implement the agricultural preservation strategy which is now in the final stages of completion. That moratorium was extended for a one year period which will expire on June 11, 2003. The Town has now in the final stages of adopting and implementing the Comprehensive Plan and is in the process of scheduling the public hearings that are required to adopt the Comprehensive Plan and its attendant Generic Environmental Impact Statement. It is anticipated that the public hearing process will conclude with the adoption of new zoning in accordance with the adopted

Comprehensive Plan in early September 2003. This continuation of moratorium will protect the status quo while the Town Board completes these tasks.

The moratorium is not a building moratorium. Those applicants for development who have obtained valid building permits are excluded from the moratorium. Likewise, those applicants for development who have received final conditional approval for residential land subdivision, residential site plans or residential special permits are exempted. This local law recognizes the need to balance preservation with business concerns. Those applicants for development who have invested considerable time and money and received their final conditional approvals, building permits, site plan approvals or special permits are exempt from the moratorium.

The law also provides both exclusions and exemptions for owners of property, so that it does not impose an undue burden upon them. . As such, undue hardships will not be imposed where community gains can be accomplished.

A well-planned community will serve all of the inhabitants of Riverhead. Surveys reveal that Towns with tighter zoning controls generally have lower taxes. High-density residential development often leads to the need for more expensive infrastructure, including more schools, police, roads, and sewers among other amenities. Low-density residential development generally leads to higher land values because the most beautiful portions of the community can be preserved via clustering and setbacks, a strong agricultural heritage and rural character can remain intact, and bays and ecosystems can be protected.

In addition, the advent of the two-percent transfer tax represents an opportunity of unprecedented proportion to save the best of Riverhead Town for future generations. Wide expenditure of these monies will serve to preserve the quality of life in the Town and enhance property values well into the future.

In an effort to aid the Town in purchasing development rights, in April of, 2002, the Town Board authorized the issuance of serial bonds in the sum of 30 million dollars to allow the Town to increase its purchase power.

In short, sound planning will lead to a higher quality of life for all of Riverhead's citizens. By briefly pausing for an additional one year period, rather than for a longer period of several years or more, in order to enact the recommendations of the Plan for Agriculture in the Town of

Riverhead, the Town is making a important investment for the future and upholding its commitments and obligations to its citizens.

109-002. Statutory Authority/Supersession.

This Chapter is adopted pursuant to Municipal Home Rule Law and the State Environmental Quality Review Act and its implementing regulations. It expressly supersedes any provisions of the Town Code of the Town of Riverhead, and § 8 267, 267-a, 267-b, 267-c, 274-a, 274-b and 276 of the Town Law of the State of New York. Furthermore, this Local Law shall supercede the New York State Environmental Conservation Law sections 3-0301(1)(b), 3-0301(2)(m) and 8-0113 and 6 NYCRR Part 617 also known as the State Environmental Quality Review Act (SEQRA) as it pertains to applications that are neither excluded nor exempt from this Local Law. In particular, this Local law shall supersede and suspend those provisions of the Town code and New York State Law which require the Planning Board to accept, process and approve residential land subdivision applications within certain statutory time periods. In addition, this Local Law shall supersede and suspend those provisions of the Town Code of the Town of Riverhead as well as the Town Law of the State of New York which require the Town Board to accept, process and approve site plan and special permit applications. Furthermore, this Local Law shall supersede and suspend those provisions of the Town Code and the New York State Town Law which grant the Zoning Board of Appeals authority to hear appeals from applicable zoning provisions and specifically the time frames for decision making and holding hearings for decision making.

109-003 Applicability.

The provisions of this Chapter shall apply to all residential land subdivision, residential site plan and residential special use permit applications for lands within the Town of Riverhead.

109-004. Processing of Residential Subdivision Applications, Residential Site Plans Applications and Residential Special Permit Application Prohibited.

Neither the Planning Board nor the Town Board shall process any residential land subdivision, residential site plans or residential special permits except as set forth herein.

109-005. Time Period.

This Chapter shall apply for a period of three months from the effective date hereof. This Chapter shall expire after said three (3) month period.

109-006 Applications excluded.

The following applications are excluded from this Chapter:

- (1) All minor subdivisions as defined in Chapter 108 of the Town Code of the Town of Riverhead, whether minor by definition, or major treated as minor pursuant, to 108-95 B.
- (2) All major subdivisions of land lying within the development rights sending area as adopted by the Town Board and identified pursuant to the Code of the Town of Riverhead Section 95A-12 which meet the following two criteria:
 - a) residential lot yields in conformance with the subdivision regulations of Chapter 108 of the Town Code of the Town of Riverhead and depicting minimum lot areas of 80,000 square feet, and
 - b) Plat plans clustered pursuant to Chapter 108 of the Town Code of the Town of Riverhead, which depict 70% of the area of the tract to be preserved by an easement restricting the use of the area to agricultural uses as defined in section 44-2 of the Town Code of the Town of Riverhead, in perpetuity.
- (3) Major land subdivisions upon real property lying within development rights receiving areas as adopted by the Town Board and identified pursuant to the Town Code of the Town of Riverhead section 95A-12, which subdivisions meet one of the following criteria:
 - a) residential lots yields with a minimum lot area of 80,000 square feet; or
 - b) subdivisions that utilize transferred development rights (TDR) as certified by the Planning Board pursuant to Chapter 95A of the Town Code of the Town of Riverhead, and propose density increases at the rate of one additional lot per TDR with all resulting lots having a minimum lot area of 40,000 square feet. All such excluded land divisions shall depict residential lot yields in conformance with the subdivision regulations of Chapter 108 of the Code of the Town of Riverhead depicting the minimum lot areas of 80,000 square feet.
- (4) Residential subdivision applications that have final conditional approval from the Planning Board prior to the effective date of this Chapter.

- (5) Any application for residential development which has been determined, by resolution of the Town Board of the Town of Riverhead, to be excluded from the previous moratorium pursuant to section 109-006 of Local Law No. 16 of 2001.
 - (6) Site Plan applications for residential development which have received a special permit from the Town Board of the Town of Riverhead prior to the enactment of this local law.
 - (7) Residential special permit and/or site plan applications for two-family dwellings as set forth in section 108-21(b)(3) of the Town Code of the Town of Riverhead.
 - (8) Residential special permit and/or site plan applications for agricultural worker housing as set forth in 108-21(c)(4) of the Town Code of the Town of Riverhead.
 - (9) Residential special permit and/or site plan applications for residential development pursuant to sections 108-34(b)(2), 108-39(b)(3), 108-42(b)(3) of the Town Code of the Town of Riverhead.
 - (10) Applications for approval of a condominium map within the Multi - Family Residential / Professional Office Zone as set forth in section 108-169(a)(1) of the Town Code of the Town of Riverhead.
 - (11) Residential subdivision applications modifying a map or its conditions of approval, including legal instruments, in connection with a previously filed map or final conditional approval adopted prior to the effective date of this Chapter. However, there shall be no modification to a map or conditions of approval that would create additional residential building lots on the subject parcel.
 - (12) Property designated pursuant to Articles 15 and 15-A of the General Municipal Law of the State of New York as an Urban Renewal Area.
 - (13) There shall be no further subdivision of any property having received any subdivision approval during the moratorium period.
- 109-007 Exemption Criteria and Procedure for Obtaining an Exemption
1. Applications may be exempted from the provisions of this Chapter, following a public hearing on notice before the Town Board. Upon such application, the Town Board shall consider:

- a) The proximity of the applicant's premises to natural resources, including prime agricultural soils, pine barrens, wetlands, coastal areas, endangered plant and animal species, wildlife and other similar environmental concerns;
- b) The impact of the proposed subdivision of the applicant's premises and the surrounding area;
- c) The environmental significance, if any, of the applicant's parcel and the proposed development's impact upon the environment, including existing transportation resources;
- d) Compatibility of the proposed development with the aesthetic resources of the community and with the existing community character;
- e) Compatibility of the proposed development with the recommendations of Comprehensive Planning studies.

(2) In making a determination concerning a proposed exemption, the Town Board may obtain and consider written reports from the Planning Department, and such other sources as required in the discretion of the Town Board, and consistent with the proposes of this Chapter. A grant of an exemption to an applicant's application hereunder shall include a determination of unreasonable hardship upon the property owner which is unique to the property owner and a finding that the grant of an exemption will be in harmony with, and will be consistent with the recommendations of the Comprehensive Plan Update.

(3) An application under Subsection (1) shall be accompanied by a fee of \$250.00, together with the applicant's written undertaking, in a form to be approved by the Town Attorney and, in substance, approved by the Town Board, to pay either in advance or by reimbursement, at the Town Board's on-going election, any out-of-pocket costs incurred relating to the hearing, review, and determination of such application.

SECTION 2.

109-008 Severability.

If any section or subsection, paragraph, clause, phrase or portion of this local law shall be judged invalid or held unconstitutional by a court of competent jurisdiction, any judgment made thereby shall not effect the validity of this law as a whole or any part thereof other than the part of provision so adjudged to be invalid or unconstitutional.

SECTION 3.

109-009 Effective Date.

This Local Law shall take effect immediately.

Adopted

RESOLVED that the Town Board of the Town of Riverhead hereby adopts the attached decision approving the within described application for exemption, and be it further

RESOLVED, that the Town Clerk mail a copy of this resolution to Eugene Barnosky, Esq., Attorney, the Planning Department, the Planning Board; Richard Ehlers, Esq. and John Raynor, P.E.

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

THE VOTE
Sanders Yes No Blass Yes No
Denstaski Yes No Lull Yes No *absent*
Kozakiewicz Yes No
THE RESOLUTION WAS ~~NOT~~ WAS NOT
~~THEREUPON ADOPTED~~

ALL MEMBERS IN FAVOR OF TABELING THE RESOLUTION.

TOWN BOARD MEETING OF JUNE 3, 2003
COUNCILWOMAN BLASS OFFERED THE RESOLUTION WHICH WAS SECONDED BY COUNCILWOMAN SANDERS.

Tabled

ALL MEMBERS IN FAVOR OF UNTABLING THE RESOLUTION
EXCEPT COUNCILMAN DENSTESKI-DENSTESKI-NO.
COUNCILWOMAN SANDERS OFFERED THE RESOLUTION FOR ADOPTION WHICH WAS SECONDED BY COUNCILMAN DENSTESKI

THE VOTE: SANDERS, YES, BLASS, YES, DENSTESKI, NO, LULL, YES, and KOZAKIEWICZ, YES.
THE RESOLUTION WAS THEREUPON DECLARED TO BE DULY ADOPTED

Adopted

TOWN OF RIVERHEAD

Adopted

Resolution # 598

ACCEPTS IRREVOCABLE LETTERS OF CREDIT (2) OF MILL POND DEVELOPERS, LLC ("MILL POND COMMONS")

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

WHEREAS, by Resolution #1066 adopted on October 15, 2002, the Riverhead Town Board did approve an order establishing Extension 7A to the Riverhead Water District in connection with the project entitled, "Mill Pond Commons" with one of the conditions being the payment of water key money in the amount of \$250,000.00; and

WHEREAS, by Resolution #1067 adopted on October 15, 2002, the Riverhead Town Board did approve an order establishing a Lateral Sewer Main to the Riverhead Sewer District in connection with the subject project with one of the conditions being the payment of sewer key money in the amount of 196,332.50; and

WHEREAS, Mill Pond Developers, LLC has submitted to the Town two (2) Irrevocable Letters of Credit drawn by Valley National Bank, one in the amount of \$250,000.00 representing water key money and the other in the amount of \$196,332.50 representing sewer key money; and

WHEREAS, the Town Attorney has reviewed said Irrevocable Letters of Credit and has determined that same is satisfactory in their form.

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Riverhead hereby accepts the two aforementioned irrevocable letters of credit representing water key money and sewer key money in connection with the project entitled, "Mill Pond Commons; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to Ciarelli & Dempsey, Esqs., Attn: Patricia Dempsey, Esq., 737 Roanoke Avenue, P.O. Box 488, Riverhead, New York, 11901; Richard Ehlers, Esq.; Frank Isler, Esq.; Michael Reichel; Gary Pendzick; the Planning Department; the Building Department and the Office of the Town Attorney.

THE VOTE

Sanders Yes No Blass Yes No
Densieski Yes No Lull Yes No
Kozakiewicz Yes No
THE RESOLUTION WAS WAS NOT
THEREUPON UNANIMOUSLY ADOPTED