

Town Clerk

Barbara Grattan

**TOWN BOARD MEETING
AGENDA
ROBERT F. KOZAKIEWICZ, Supervisor**

AUGUST 5TH, 2003

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

**Barbara Blass, Councilwoman
Rose Sanders, Councilwoman**

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

ELECTED OFFICIALS

**Laverne Tennenberg
Madelyn Sendlewski
Paul Leszczynski
Mark Kwasna
Maryann Wowak Heilbrunn
Richard Ehlers
Allen M. Smith**

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

DEPARTMENT HEADS

**John J. Hansen
Leroy E. Barnes, Jr.
Andrea Lohneiss
Ken Testa
Richard Hanley
Chief David Hegermiller
Judy Doll
John Reeve
Michael Reichel
Gary Pendzick**

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

Call to Order and Salute to the Flag

Approves Minutes of Public Hearings of
July 7th and July 21st, The Consideration of the Adoption of the
Comprehensive Master Plan and The Generic Environmental Impact
Statement.

And

Special Board Meeting of July 24, 2003

Sull Offered the minutes to be approved, which was
seconded by Sen

TONIGHT IS NATIONAL NIGHT OUT

PLEASE SHOW YOUR SUPPORT BY TURNING YOUR
OUTDOOR LIGHTS ON FROM 7:00 TO 10:00 P.M.

CONGRATULATIONS TO TARA MC LAUGHLIN
EMPLOYEE OF THE QUARTER

REPORTS

Receiver of Taxes: Utility Collections Report for July, 2003
Total Collected: \$334,674.99

Recreation Dept.: Monthly Report for April and May, 2003
Total Collected: \$153,624.00 & \$19,889.68

Building Dept.: Monthly Report for July, 2003
Total Collected: \$167,545.65

Sewer Dept.: Discharge Monitoring Report for June, 2003

Police Dept.: Monthly Report for May, 2003

Animal Control: 6 Month Statistic Report

APPLICATIONS

Shows & Exhibition:

Timothy Hill Children's Ranch-9/6-Fall Festival
Riverhead Elks Lodge-Several Events
Martha Clara Vineyards, LLC-7/26-Picnic, 8/30-Pig Roast
Speedworld FX-9/22-Peconic Plaza-USAC Competition

Parade Permits:

The Farm Picnic-August 10, 2003
Old Steeple Community Church-Antique Show-8/23
Riverhead High School-9/20-Parade

Special Permits:

Allan Corby-Manor Lane-addition to family dwelling

Site Plans:

East Suffolk Shoppes-Kay Rd & Rte 25-Shopping
center

Robert Gammon-Aquebogue-Post & Beam Barn
Horizon at Jamesport-West of Manor Lane-
Proposed office/retail center

Jodeen's-East Main Street-renovate existing
luncheonette

Omnipoint Communications-Co-locations of
telecommunications antennas on to existing monopole

CORRESPONDENCE

Comments on the

Master Plan:

Marie Zere, Anthony Naples, Joe Hall, Laurence Oxman, Richard Israel, Sina Mahfar, George Schmelzer, Peter Danowski, Stephen Garber, John Wagner, R.W. Abrams, Marsha Kipperman, Frank Schlegel, Robert Krudop, Myron Kaplan (North Fork Preserve, Inc. Charles Cuddy, Julius Klein, Linda Margolin

Ralph Musco: Re: Funding for the Blues Festival

Sherry Patterson: Re: Conditions at the Town Beach at Roanoke Landing

Trisha Green: Letter of resignation

Dennis Cole: Re: Chapter 47
Conservation Advisory
Council

PUBLIC HEARING

2:15 p.m. Special Permit of Patricia Wysocki (Five Kids School Supply) located at Pulaski Street.

2:20 p.m. Special Permit Petition of Lyrical Children's Preschool

2:30 p.m. The Consideration of a Local Law to amend Chapter 95 of the Town Code called, "Taxation"

2:35 p.m. The Consideration of a Proposed Local Law to amend Chapter 101 of the Code entitled, "Vehicles & Traffic".

2:40 p.m. The Consideration of a Proposed Local Law to amend Chapter 101 of the Code entitled, "Vehicles & Traffic".

POSTER CONTEST WINNERS

5 – 8 YEAR OLDS:

1 st place:	Brian Holder	YES
2 nd place:	Kristine Peragine	YES
3 rd place:	Lucky Mack	

9 – 13 YEAR OLDS:

1 st place:	Janelle Holder	YES
2 nd place:	Kacie Koroleski	YES
3 rd place:	Kelly Miloski	

**PUBLIC COMMENT ON ANY RESOLUTIONS LISTED
BELOW:**

COMMUNITY DEVELOPMENT AGENCY MEETING:

- #19 A Resolution Designating Suffolk Theater Enterprises, Inc as a Qualified and Eligible Sponsor for Redevelopment of the Building Commonly known as the Suffolk Theater and Authorizing the Sale by the Agency of Such Suffolk Theater to Suffolk Theater Enterprises, Inc. for Redevelopment as a Performing Arts Center
- #20 Authorizes Chairman to Execute License Agreement with Island Water Park at Enterprise Park at Calverton

REGULAR TOWN BOARD MEETING:

- #844** Approves the Application for Fireworks Permit of New York Air Show
- #845** Approves the Application for Fireworks Permit of New York Air Show
- #846** Approves Application the New York Air Show for a Permit Pursuant to Chapter 90 of the Town Code of the Town of Riverhead
- #847** Resolution Authorizing Supervisor to Execute Water Service Contract with East End Event Management, Inc. d/b/a The Riverhead Air Show- RWD
- #848** Approves Temporary Sign Permits of NY Air Show
- #849** Establishes Lead Agency Status for the NY Airshow at Enterprise Park at Calverton with the State Environmental Quality Review Act (SEQRA)
- #850** Amends Resolution #349 of 2003 (Approves Application of Sunshine Acres)

- #851** Approves Application of Timothy Hill Children's Ranch
- #852** Approves Application of Church of the Harvest
- #853** Approves Temporary Sign for Michael's (Grand Opening)
- #854** Approves Temporary Sign for Michael's (Opening Sept. 11)
- #855** Approves Temporary Sign for Home Depot (Now Hiring)
- #856** Resolution Authorizing H2M to File an Environmental Assessment Form relative to the Proposed work for 210 Howell Avenue
- #857** Authorizes the Supervisor to Execute an Agreement Between Town of Riverhead and the Methodist Church of Riverhead
- #858** Classifies Action of Special Permit James Delucca for Allan Corby, and refers Petition to the Planning Board
- #859** Authorizes the Town Clerk to Publish and Post Public Notice to Consider the Purchase of Development Rights of a Parcel Located in the Town of Riverhead (Avery Young) and Rescinds Resolution #783-2003
- #860** Authorizes the Town Clerk to Publish and Post Public Notice to Consider the Purchase of Development Rights of a Parcel Located in the Town of Riverhead (Property Owners: Maryanne Cannilla, Anthony Sagliocca, Cosimo Sagliocca and Mary Sagliocca-Contract Vendees: The River Club I, LLC f/k/a Peconic River Resort & Marina, LLC)
- #861** Authorizes Town Clerk to Publish and Post Public Notice for Public Hearing regarding a Local Law to

Amend Chapter 58 (Dogs) of the Riverhead Town Code and Rescinds Resolution #784-2003

- #862** Resolution Calling Public Hearing-Aquebogue Golf Resorts-Lateral Water Main-RWD
- #863** Resolution Calling Public Hearing-NF Golfs Resorts-Lateral Water Main-RWD
- #864** Awards Bid for Riverhead Water District-Gatz Estates Subdivision
- #865** Authorizes Emergency Work-Riverhead Sewer District
- #866** Appoints Interpretation Consultant for Police Department and Justice Court
- #867** Approves Amendment of Master Plan Agreement and Authorizes the Supervisor to Execute Letter Agreement
- #868** Dedication of Recreation Area
- #869** Amends Resolution #803-2003
- #870** Amends Resolution #704-2003
- #871** Adopts A Local Law Amending Chapter 101 Entitled, "Vehicles and Traffic" of the Riverhead Town Code
- #872** Accepts Resignation of Trisha Green
- #873** Appoints Deputy Tax Receiver
- #874** Appoints Maintenance Mechanic II in the Water Department (D. Demarest)
- #875** Amends and Adjusts Military Leave of Absence

- #876 Appoints Maintenance Mechanic II in the Water Department (M. Maffia)
- #877 Appoints a Chaperone to the Recreation Department (F. Villanell)
- #878 Appoints a Recreation Specialist to the Recreation Department (D. Seymore)
- #879 Ratifies S.O.A. Agreement M.O.U.
- #880 Authorization to Publish for Paint
- #881 Doctors Path Road Improvement (From Northville Turnpike to Sound Avenue) Capital Project Budget Adoption
- #882 Roanoke Avenue Road Improvement (from Nadel Ct to Sound Avenue) Capital Project Budget Adoption
- #883 Reeves Park Road Improvement Capital Project Budget Adoption
- #884 Corwin Street Road Improvement Capital Project Budget Adoption
- #885 Calverton Sewer District Budget Adjustment
- #886 Riverhead Sewer District Budget Adjustment
- #887 Phase III Capital Project Acquisition Capital Project Budget Adjustment
- #888 Riverhead Bay Motors Water Ext #74 Budget Adjustment
- #889 Irma Murphy Open Space Acquisition Capital Project Budget Adjustment
- #890 Highway Fund Budget Adjustment
- #891 Public Parking District Budget Adjustment

- #892** Hartman Farmland Preservation Capital Project Budget Adjustment
- #893** General Fund Budget Adjustment
- #894** Police Athletic League Budget Adjustment
- #895** 2003 Recreation Capital Project Budget Adjustment
- #896** Riverhead Ambulance District Budget Adjustment
- #897** Refers Proposed Town Code Chapter 108 Amendment to the Planning Board
- #898** Authorizes Town Clerk to Publish and Post a Public Notice to Bidders for Renovations and Improvements to the Calverton Site Recreation Center
- #899** Authorizes Town Supervisor to Execute Change Order for Standby Power Generator at Police Department
- #900** Authorizes Town Supervisor to Execute Change Order for Peconic River Access Road Improvement Project
- #901** Authorizes Town Supervisor to Execute Change Order No. 1 & 2 for Landfill Reclamation Pilot Project
- #902** Authorizes Attendance at Empire State Development Zone Conference
- #903** Grants Special Permit Petition of Margaret Krygier-Single Family Residence
- #904** Grants Special Permit Petition of KKNY, LLC (Krispy Kreme, Riverhead Centre)

- #905** Grants Special Permit Petition of William and Frances Schaefer
- #906** Approves Amended Site Plan of Omnipoint Communications, Inc.
- #907** Amends Site Plan of Cooperage Inn Employee Parking
- #908** Approves Application of Riverhead Country Fair
- #909** 2003 Peconic Riverfront Park Improvement Capital Project Budget Adoption
- #910** Approves Special Permit Petition of Roanoke Realty
- #911** Authorizes Town Clerk to Publish and Post Public Notice to Consider the Purchase of a Parcel Located in the Town of Riverhead (Purported Owners: ADJN Realty)
- #912** Approves Special Permit Petition of Jay Tranchina (T-Jays' Transmission)
- #913** Authorizes Town clerk to Publish and Post a Public Notice for Public Hearing Notice- Draft Environmental Impact Statement for North Shore Farms
- #914** Authorizes Town Clerk to Publish and Post Notice of Public Hearing-Special Permit of Little Children's Services
- #915** Establishes Compensation for Riverhead Volunteer Ambulance Corps., Inc. for Calendar Year 2003
- #916** Pays Bills

Adopted

At a regular meeting of the Members of the Town of Riverhead Community Development Agency, Town of Riverhead, Suffolk County, New York, held at the Town of Riverhead Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town, on July 15, 2003, at 2:00 o'clock P.M., Prevailing Time.

Supervisor Kozakiewicz

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

PRESENT: SUPERVISOR ROBERT KOZAKIEWICZ
COUNCILMAN EDWARD DENSIESKI
COUNCILMAN JAMES LULL

ALSO PRESENT: BARBARA GRATTAN, TOWN CLERK

ABSENT: COUNCILWOMAN BARBARA BLASS
COUNCILWOMAN ROSE SANDERS

The following resolution was offered by Member COUNCILMAN LULL, who moved its adoption, seconded by Member COUNCILMAN DENSIESKI, to-wit:

THE VOTE
Sanders ^{absent} Yes ___ No ___ Blass ^{absent} Yes ___ No ___
Densieski Yes ___ No ___ Lull Yes ___ No ___
Kozakiewicz Yes ___ No ___
THE RESOLUTION WAS NOT
THEREUPON ADOPTED

Community Development Agency
Resolution #

A RESOLUTION DESIGNATING SUFFOLK THEATRE ENTERPRISES, INC. AS A QUALIFIED AND ELIGIBLE SPONSOR FOR REDEVELOPMENT OF THE BUILDING COMMONLY KNOWN AS THE SUFFOLK THEATRE AND AUTHORIZING THE SALE BY THE AGENCY OF SUCH SUFFOLK THEATRE TO SUFFOLK THEATRE ENTERPRISES, INC. FOR REDEVELOPMENT AS A PERFORMING ARTS CENTER.

WHEREAS, the Town of Riverhead Community Development Agency (the "Agency") is the owner of a parcel of land and the building located thereon commonly known as the Suffolk Theatre, located on the north side of East Main Street, Riverhead, (the "Suffolk Theatre"); and

WHEREAS, there has been submitted to the Agency a proposal for, and the Agency is considering, (i) designating Suffolk Theatre Enterprises, Inc. the "qualified and eligible sponsor" (the "Sponsor"), pursuant to Section 507(2)(c) and (d) of the General Municipal Law and in accordance with the established rules and procedures provided by the Agency, for the redevelopment of the Suffolk Theatre as a performing arts center, and (ii) selling the Suffolk Theatre, pursuant to Sections 507(2)(d), 556(2) and 968(b) of the General Municipal Law, to Suffolk Theatre Enterprises, Inc. pursuant to a certain Agreement of Sale by and between the Agency and Suffolk Theatre Enterprises, Inc., a draft of which Agreement of Sale is on file in the Office of the Town Clerk of the Town of Riverhead and is available for public inspection during regular business hours (the "Agreement of Sale"), for \$704,000 for redevelopment by Suffolk Theatre Enterprises, Inc. as a performing arts center; and

WHEREAS, Sections 556(2), 507(2)(c) and (d) and 968(b) of the General Municipal Law require that a public hearing, following at least ten days public notice, be held by the Agency on the question of designating Suffolk Theatre Enterprises, Inc. the Sponsor for the redevelopment of the Suffolk Theatre and selling the Suffolk Theatre to Suffolk Theatre Enterprises, Inc.; and

WHEREAS, the Agency, pursuant to Article 8 of the Environmental Conservation Law and the regulations promulgated thereunder by the State Department of Environmental Conservation ("SEQRA"), declared itself "lead agency", by Resolution #666 dated June 3, 2003, for the sale of the Suffolk Theatre to Suffolk Theatre Enterprises, Inc., determined such sale of the Suffolk Theatre to be an Unlisted Action pursuant to SEQRA, caused to be prepared therefor an Environmental Assessment Form pursuant to SEQRA and determined that such sale of the Suffolk Theatre is without significant adverse impacts to either the natural or social environment and that an Environmental Impact Statement need not be prepared pursuant to SEQRA; and

WHEREAS, on July 1, 2003, the Agency duly held said public hearing on the designation of Suffolk Theatre Enterprises, Inc. as the Sponsor for the redevelopment of the Suffolk Theatre and the sale of the Suffolk Theatre by the Agency to Suffolk Theatre Enterprises, Inc., as Sponsor, after the requisite public notice; and

WHEREAS, a majority of the Town Board of the Town, acting as Members of the Agency, attended such public hearing; NOW, THEREFORE, BE IT

RESOLVED, by the Members of the Agency, as follows:

Section 1. Based upon the public hearing held at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town on July 1, 2003 at 7:15 o'clock P.M., Prevailing Time, on the question of designating Suffolk Theatre Enterprises, Inc. the Sponsor for the redevelopment of the Suffolk Theatre and the sale of the Suffolk Theatre by the Agency to Suffolk Theatre Enterprises, Inc., it is hereby determined to designate Suffolk Theatre Enterprises, Inc. the Sponsor pursuant to Section 507(2)(d) of the General Municipal Law for the redevelopment of the Suffolk Theatre.

Section 2. The form and substance of the Agreement of Sale (in substantially the form presented to this meeting) are hereby approved.

Section 3. Based upon the public hearing held at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town on July 1, 2003 at 7:15 o'clock P.M., Prevailing Time, on the question of designating Suffolk Theatre Enterprises, Inc. the Sponsor for the redevelopment of the Suffolk Theatre and the sale of the Suffolk Theatre by the Agency to Suffolk Theatre Enterprises, Inc., the sale of the Suffolk Theatre by the Agency to Suffolk Theatre Enterprises, Inc. is hereby authorized in accordance with Sections 507(2)(d), 556(2) and 968(b) of the General Municipal Law and in accordance with the terms of the Agreement of Sale.

Section 4. The Chairman of the Agency is hereby authorized, on behalf of the Agency, to execute and deliver the Agreement of Sale and to execute and deliver such other documents and certificates, including a deed to the Suffolk Theatre, as may be necessary or convenient to properly effectuate the sale of the Suffolk Theatre by the Agency to Suffolk Theatre Enterprises, Inc. in accordance with this Resolution and the Agreement of Sale and the Secretary of the Agency is hereby authorized to affix the seal of the Agency thereto and to attest the same, where necessary.

Section 5. The Chairman of the Agency is hereby authorized and directed to distribute copies of this Resolution to Suffolk Theatre Enterprises, Inc. and to do such further things and perform such acts as may be necessary or convenient to implement the provisions of this Resolution and the Agreement of Sale.

Section 5. This Resolution shall take effect immediately.

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

I, the undersigned Secretary of the Town of Riverhead Community Development Agency, 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 Members of said Agency, including the resolution contained therein, held on July 15, 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 Agency 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

AUGUST 8, 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:

Designated Location(s)

of posted notice Date of Posting

TOWN CLERK'S BULLETIN BOARD

AUGUST 6, 2003

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Agency

on _____, 2003.

Secretary

(CORPORATE SEAL)

08/05/03

Adopted

TOWN OF RIVERHEAD
Community Development Agency

Resolution # 20

**AUTHORIZES THE SUPERVISOR TO EXECUTE A LICENSE AGREEMENT
WITH ISLAND WATER PARK, LLC FOR THE USE OF PROPERTY AT
ENTERPRISE PARK AT CALVERTON**

Councilman Densieski offered the following resolution, was seconded
by

Councilman Lull :

WHEREAS, the Island Water Park, LLP has requested use of a certain roadway owned by the Town of Riverhead Community Development Agency at Enterprise Park at Calverton for the purposes of facilitating construction of its water ski facility, and

WHEREAS, the Community Development Agency wishes to grant Island Water Park the ability to utilize the roadway in exchange for the company's agreement not engage in construction at their site during certain days of the North Fork Classic Horse Show,

NOW, THEREFORE, it is hereby

RESOLVED, that the Supervisor is hereby authorized to execute a license agreement with Island Water Park, LLC allowing the company to utilize certain roadways located on Community Development Agency property, and be it further

RESOLVED that the Town Clerk is hereby directed to forward a certified copy of this resolution to Island Water Park, LLC, c/c Dave Furman, Andrea Lohneiss, Director, Town of Riverhead Community Development Agency; the Office of the Town Attorney and the Office of Accounting.

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

TOWN OF RIVERHEAD

Adopted

Resolution # 844

**APPROVES THE APPLICATION FOR FIREWORKS PERMIT OF
NEW YORK AIR SHOW**

COUNCILMAN LULL offered the following resolution, was seconded by

COUNCILMAN DENSIESKI :

WHEREAS, New York Air Show has submitted a fireworks permit application for the purpose of conducting a fireworks display to be held at the Calverton Enterprise Park in conjunction with the Air Show and Carnival, Calverton, New York on Friday, September 19, 2003 at approximately 9:45 PM – 10:00 PM; (with a rain date of Sunday, September 21, 2003) and

WHEREAS, the Town Attorney is in receipt of a completed fireworks application executed by the Chief of Manorville Fire Department and the Riverhead Fire Marshal and a certificate of insurance from the fireworks company (Fireworks by Grucci, Inc.), naming the Town of Riverhead as an additional insured and has determined that same is satisfactory as to their form.

NOW THEREFORE BE IT RESOLVED, that the fireworks permit application of New York Air Show for the purpose of conducting a public fireworks display to be held at the Calverton Enterprise Park, Calverton, New York on September 19, 2003 at approximately 9:45 PM to 10:00 PM (with an authorized rain date of September 21, 2003) is hereby approved with the following conditions:

- The required fire suppression equipment and personnel shall be provided by Manorville Fire Department.
- Scheduling a pre-event inspection between 6:00 AM and 9:00 AM on the day of the event having the fireworks technician(s), the Riverhead Fire Marshal and the Manorville Fire Chief in attendance.
- Fireworks and technicians must arrive at Calverton Enterprise Park no later than 7 AM on the day of the event.
- Fire Marshal to be present 30 minutes prior to commencement of show for purpose of final inspection and safety review.
- The show shall be limited to firework shells not larger than 6" in diameter.
- The Fire Marshal shall have the final authorization to allow the show to proceed or cancel the show if there are unsafe conditions, lightning and/or wind in excess of 30 miles per hour; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to Steve Kirschenbaum, NY Air Show, PO Box 264, Calverton, New York 11933; the Riverhead Fire Marshal, Riverhead Police Department and the Office of the Town Attorney.

THE VOTE

Sanders absent Yes ___ No ___ Blass ___ Yes ___ No ___ absent

Densieski 1 Yes ___ No ___ Lull ___ Yes ___ No ___

Kozakiewicz ___ Yes ___ No ___

THE RESOLUTION WAS X **WAS NOT** ___

THEREUPON DULY ADOPTED

Resolution # 845

**APPROVES THE APPLICATION FOR FIREWORKS PERMIT OF
NEW YORK AIR SHOW**

COUNCILMAN LULL

_____ offered the following resolution, was seconded by

COUNCILMAN DENSIESKI

WHEREAS, New York Air Show has submitted a fireworks permit application for the purpose of conducting a fireworks display to be held at the Calverton Enterprise Park in conjunction with the Air Show and Carnival, Calverton, New York on Saturday, September 20, 2003 at approximately 9:45 PM – 10:00 PM; (with a rain date of Sunday, September 21, 2003) and

WHEREAS, the Town Attorney is in receipt of a completed fireworks application executed by the Chief of Manorville Fire Department and the Riverhead Fire Marshal and a certificate of insurance from the fireworks company (Fireworks by Grucci, Inc.), naming the Town of Riverhead as an additional insured and has determined that same is satisfactory as to their form.

NOW THEREFORE BE IT RESOLVED, that the fireworks permit application of New York Air Show for the purpose of conducting a public fireworks display to be held at the Calverton Enterprise Park, Calverton, New York on September 20, 2003 at approximately 9:45 PM to 10:00 PM (with an authorized rain date of September 21, 2003) is hereby approved with the following conditions:

- The required fire suppression equipment and personnel shall be provided by Manorville Fire Department.
- Scheduling a pre-event inspection between 6:00 AM and 9:00 AM on the day of the event having the fireworks technician(s), the Riverhead Fire Marshal and the Manorville Fire Chief in attendance.
- Fireworks and technicians must arrive at Calverton Enterprise Park no later than 7 AM on the day of the event.
- Fire Marshal to be present 30 minutes prior to commencement of show for purpose of final inspection and safety review.
- The show shall be limited to firework shells not larger than 6" in diameter.
- The Fire Marshal shall have the final authorization to allow the show to proceed or cancel the show if there are unsafe conditions, lightning and/or wind in excess of 30 miles per hour; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to Steve Kirschenbaum, NY Air Show, PO Box 264, Calverton, New York 11933; the Riverhead Fire Marshal, Riverhead Police Department and the Office of the Town Attorney.

absent THE VOTE absent

Sanders Yes No Glass Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

08/05/03

Adopted

TOWN OF RIVERHEAD

Resolution # 846

APPROVES APPLICATION FOR
EAST END EVENT MANAGEMENT d/b/a THE NEW YORK AIR SHOW
FOR A PERMIT
PURSUANT TO CHAPTER 90 OF THE TOWN CODE OF THE TOWN OF
RIVERHEAD

COUNCILMAN LULL offered the following resolution, was seconded
 by COUNCILMAN DENSIESKI:

WHEREAS, The New York Air Show has submitted an application for the purpose of conducting an Air Show and Carnival event to be known as "The New York Air Show" to be held on a portion of property owned by the Town of Riverhead Community Development Agency (CDA) at Rte. 25, Calverton, New York, during daylight hours on Friday, September 19, 2003, Saturday, September 20, 2003 and Sunday, September 21, 2003;

WHEREAS, on 11th day of February 2003, the Town of Riverhead CDA and East End Event Management, Inc. d/b/a/ The New York Air Show entered into an agreement whereby the Town of Riverhead CDA agreed to license approximately 400 acres of property located at Enterprise Park at Calverton for the purpose of conducting an air show, and

WHEREAS, the aforementioned agreement was subject New York Air Show in compliance with all applicable federal, state, county and municipal laws, regulations, ordinances, codes and restrictions and their requirement to secure any and all permits or licenses required for its activities and operations carried out at the licensed area, and

WHEREAS, the all involved Town Departments have reviewed the application, and

WHEREAS, the Town of Riverhead is in receipt of all monies due from East End Event Management, Inc. in accordance with the License Agreement, and

WHEREAS, East End Event Management has complied with all aspects

of the Town Code of the Town of Riverhead with respect to the Chapter 90 application, subject to a final review and approval of the security plan by the Chief of Police and Fire Marshal two weeks prior to the event, and

WHEREAS, East End Event Management, Inc. has completed and filed and Full Environmental Assessment Form (FEAF) in accordance with 6 NYCRR 617, and

WHEREAS, the Town Board of the Town of Riverhead has declared itself "Lead Agency" in accordance with 6 NYCRR 617.6(b), and

WHEREAS, the Town of Riverhead adopted a determination identifying the action an "Unlisted" action in accordance with 6 NYCRR 617.7(a) and issued a Negative Declaration pursuant to 6 NYCRR 617.7(a)(2), and

NOW THEREFORE BE IT RESOLVED, that the application of East End Event Management, Inc., for the purpose of conducting a three day air show has met the criteria set forth in Chapter 90 of the Town Code of the Town of Riverhead, and is hereby approved in accordance with the terms of the license agreement, the plans and environmental reports submitted (and/or amended) by the applicant and subject to compliance with all applicable federal, state, county and municipal laws, regulations, ordinances, codes and restrictions and their requirement to secure any and all permits or licenses required for its activities and operations carried out at the licensed area ; and be it further

RESOLVED, that the applicant shall provide the Town of Riverhead with proof of insurance as required in the license agreement on or before August 15, 2003, 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. East End Event Management shall contact the Riverhead Fire Marshal at (631) 727-3200 extension 209, for the purpose of arranging the "pre-opening" inspection appointment at least three days in advance; and be it further;

RESOLVED, that the Police Chief and Fire Marshal shall have the authority to amend the event plan should circumstances arise that require such amendment, and be it further

RESOLVED, that Chapter 46 entitled "Alcoholic Beverages" is deemed to be waived for the service of alcoholic beverages during the event at or in locations designated by the Chief of Police prior to the commencement of the event; and be it further

RESOLVED, that Chapter 81 entitled "Noise Control" of the Town Code of the Town of Riverhead is deemed to be waived for the purposes of this events, and

RESOLVED, that should any of the above mentioned requirements not be met, this approval shall be deemed null and void and of no effect, and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to East End Event Management, Inc. c/o Steve Kirschenbaum, Box 264 Calverton, New York, The Office of the Town Attorney, David Hegermiller, Chief, Riverhead Police Department, Town Engineer, Building Department.

THE VOTE

Sanders ^{absent} ~~Yes~~ ___ No ___ Blass ^{absent} ___ Yes ___ No ___

Densieski Yes ___ No ___ Lull Yes ___ No ___

Kozakiewicz Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___

THEREUPON DULY ADOPTED

1546
Adopted

8/5/03

RESOLUTION AUTHORIZING SUPERVISOR TO EXECUTE
WATER SERVICE CONTRACT
WITH EAST END EVENT MANAGEMENT, INC.
d/b/a THE RIVERHEAD AIR SHOW
RIVERHEAD WATER DISTRICT

Adopted _____

847

Councilperson COUNCILMAN DENSIESKI offered the following
resolution which was seconded by COUNCILMAN LULL,

RESOLVED, the Supervisor be and is hereby authorized to
execute a Water Service Agreement on behalf of the Riverhead Water
District with EAST END EVENT MANAGEMENT, INC. and be it further

RESOLVED, that the Town Clerk forward certified copies of this
resolution to the Accounting Department, Gary Pendzick, Frank
Isler, Esq., Planning Department, Assessors.

THIS RESOLUTION PREPARED BY FRANK A. ISLER
FOR THE RIVERHEAD WATER DISTRICT

THE VOTE
absent absent
Sanders Yes No Blass Yes No
Densieski Yes No Lull Yes No
Kozakiewicz Yes No
THE RESOLUTION WAS ~~X~~ WAS NOT
THEREUPON BEING ADOPTED

August 5, 2003

Adopted

TOWN OF RIVERHEAD
Resolution # 848

APPROVES TEMPORARY SIGN PERMITS OF NY AIR SHOW

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

WHEREAS, five temporary sign permits and sketches were submitted by Steve Kirschenbaum for property located at EPCAL, Calverton, New York; and

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

WHEREAS, the sketches have been approved the three (3) Town Board members;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby approves the temporary sign permit applications for the NY Air Show submitted by Steve Kirschenbaum; and be it

RESOLVED, that said temporary sign permits shall expire on September 24, 2003 and the applicant shall removed 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 Steve Kirschenbaum, PO Box 264, Calverton, New York, 11933, the Planning Department and the Building Department.

THE VOTE

Sanders absent Yes ___ No ___ Blass absent Yes ___ No ___

Densieski Yes ___ No ___ Lull Yes ___ No ___

Kozakiewicz Yes ___ No ___

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

Suffolk County Executive
Long Island Central Pine Barrens Commission

DESCRIPTION OF ACTION:

The project applicant, New York Air Show, is planning an air show, carnival and fireworks event (Show) to be held on September 19, 20 and 21 at the EPCAL site, (former NWIRP/Grumman site), Calverton, NY. The site is located along the south side of NYS Route 25 approximately 7,500 feet east of Wading River Road and specifically the area of the "10,000 foot runway" at Calverton, Town of Riverhead, New York State. Of the total 2,900 acres that comprise the EPCAL "inside the fence" area, approximately 200 acres will be used for the Show, plus administration and storage areas.

The Show may be attended by an estimated 50,000 people with as many as 200 support staff, and employees over the two and one-half day event. The event planners estimate that 15,000 attendees will be on-site at any one time. The Show will provide displays of in-flight aircraft, post flight viewing of aircraft, a carnival with approximately fifteen (15) mechanical rides, and petting zoo, food service and fireworks displays during a ten (10) hour period, as well as other activities, including displays of art and culture. The Show site will be operational beginning at 1600 hour (ending at 2300 hour) on Friday September 19, 2003; primarily for carnival and media activities. All attendees will be off the site by 1900 hour on Sunday, September 21, 2003. There will be no public overnight accommodations provided at the event (i.e. campgrounds).

The viewing areas, special events, displays and food vendors will be positioned in the western area of the 10,000 foot runway taxiway and tie-down areas. Other on-site facilities include concessions for food, merchandise and information kiosks, telephones, ATM machines, service roadways, portable toilets, potable water service facilities, and emergency health care facilities.

Tickets for the event will be available for sale in advance and at the entrance gate.

The parking and Show activity areas will be restored after the event in accordance with the Town of Riverhead required site restoration plan.

LOCATION

The site is located on Long Island, in the Town of Riverhead, Suffolk County, New York. The subject action is located within the Town of Riverhead's Enterprise Park in Calverton (EPCAL). EPCAL is a +/- 3000-acre facility, which had been owned by the United States Navy. Grumman, a Navy contractor and manufacturer of aerospace equipment was the former occupant. The site is located "inside the fence", which refers to the 3000 acres located between Grumman Boulevard (to the south) and NYS 25; the original Navy facility was approximately 6000 acres. The Navy transferred the site to the Town of Riverhead in 1998. The location of the proposed action is shown on the following map. The total site required for the event is approximately

300 acres. The major show activities are located along the existing 10,000 foot runway and taxiway and parking facilities are located at the northeast section of the 7,000 foot runway.

ACCESS/EGRESS

The site's primary access will be from NY Route 25 (NY 25), at an existing curb cut and gate located approximately 7,100 feet east of Wading River-Manorville Road. NY 25 is a major east-west thoroughfare owned by New York State. Vehicles that are traveling east on Route 25 will be directed to enter the site at the old Grumman Picnic ground gate and travel the internal road to the 7,000 foot runway, then directed to the parking areas. Vehicles traveling west on Route 25 from Edwards Avenue or from NYS Route 25A will be directed to the parking area west of the "Grumman Memorial", to the parking lot gate where the "Grumman Blue Guard Shack" is located. Vehicles traveling north on Wading River Manorville Road will be directed to make a right when they reach Route 25 and follow directions for east bound arrivals. Vehicles traveling west from Edwards Avenue on Route 25 will be directed into the parking areas by road signs. Existing vehicles will follow these routes and directions in reverse. A secondary access point is located at the southeast end of the site and is an internal (1,200 foot length and 36 foot wide-stone gravel) extension of Line Road at Grumman Boulevard. The second access/egress is for emergency personnel and staff personnel only. The applicant anticipates that the final day of the event, Sunday September 21, 2203 may have the greatest number of exiting vehicles. If excessive delays occur at the exit points the southerly exist to Grumman Boulevard may be needed to temporarily relieve the traffic congestion. If this is necessary it will be decided on-site by the Riverhead Town Police Department.

SUMMARY of SUPPLEMENTAL INFORMATION:

In requesting supplemental information to the FEAF the Town of Riverhead requested the applicant provide information that allow the Town to evaluate the impact potential of the proposed action. So the Town could reasonably determine significant adverse effects on the environment, the Town of Riverhead considered the criteria set forth in 6 NYCRR § 617.7. These criteria are discussed in more detail below.

1. Geology/Soils

Soils at EPCAL have rapid permeability and are characteristically sand and gravel in the substratum. Although some soil compaction is expected this will be reduced as plant matter regenerates, rainfall and usual freeze -thaw events take place. The soils are not "clayey" and would not be compacted to a degree where permeability is altered. Little impact on the soils of the site is expected during the Show. A significant portion of the Show site will take place on the asphalt and concrete runway and taxi areas along the 10000-foot runway taxiway and tie down areas. This will significantly reduce impacts to soils on the site. No soil will be removed from the site. No soil will be moved from one portion of the site to another. The topography of the site will not be altered nor will the site's grade be changed at any time.

Little, if any, soil will be lost from erosion and run-off from the Show site. The Show facilities will be located in a manner to avoid the

concentration of run-off. In addition, all areas of concentrated activity will be stabilized to protect the soils from erosion.

All activity areas proposed to occur on fields will require mowing prior to the Show to increase the resiliency of the vegetation to pedestrian or vehicular traffic. All fields designated for automobile parking will be subject to a post event turf-inspection program by qualified environmental and agronomic personnel. Where necessary the turf will be improved with a program using cultivation practices (aeration and seeding with native species). Strengthened turf will prevent erosion of soil resulting from pedestrian and vehicular traffic.

An extension of Line Road (a 36 foot wide gravel road extending from Grumman Boulevard to the runway edge a 1200 foot improvement to the former dirt road), was completed in May 2003. Approximately 1.1 acres of soil and grassland was disturbed. This road will be used by on-site personnel and emergency response vehicles.

Based on the foregoing, there will not be a significant increase in the potential for erosion problems at the Show site.

All disturbed lands will be restored to their original conditions and grades after the Show. All ruts and rills, if any, resulting from the Show will be removed by grading. Where necessary, the soil will be re-graded to pre-existing contours so as to reestablish the pre-construction surface drainage characteristics. All stone, other fill material and geo-textile fabrics will be removed after the Show to restore the land to pre-Show status. If necessary, field areas will be seeded with appropriate mixtures for stabilization and restoration.

Based on the foregoing, no significant impacts to geology or soils is expected from the proposed action. Only minor and temporary impacts may occur, if any, and as such, will be completely reversible.

2. Groundwater

The EPCAL facility lies wholly within Hydrologic Zone III as defined by Suffolk County Department of Health Services. This zone is a recharge area for the underlying aquifer system. In addition the specific area of the proposed site is within the Long Island Central Pine Barrens Compatible Growth Area and is part of this watershed protection area.

According to the Long Island Planning Board, the creation of a special groundwater protection area shall mean recharge watershed area within a designated sole source area contained within counties having a population of one million or more, which is particularly important for the maintenance of large volumes of high quality groundwater for long periods of time.

The Central Suffolk Groundwater Protection Area (SGPA), the largest of nine SPGPAs on Long Island, covers approximately 195.3 square miles within the Towns of Brookhaven, a small portion of Southold,

Southampton and Riverhead. Almost 90% of the land in the Town of Riverhead is included in the SPGA.¹

The SPGA boundaries approximate the boundaries of deep Hydrologic Zone III, the zone with the best quality of groundwater. Zone III is located in central Suffolk County and a small section of eastern Suffolk County. It includes a major portion of the Long Island Pine Barrens with much of the land in this region undeveloped. Groundwater quality is excellent in the upper glacial, Magothy and Lloyd aquifers. This area includes the EPCAL site including the Island Water Park's land.

SGPAs are established for protection of groundwater against quality degradation and over-withdrawal. The Central Suffolk SPGA provides a significant quantity of high quality drinking water for the Towns of Brookhaven, Riverhead, Southampton and portions of Southold. The three major aquifers, the Upper Glacial Aquifer, Magothy aquifer and Lloyd Aquifer are saturated water-bearing strata underlying Long Island that supply potable water for nearly 3 million people. Approximately one-half of the annual precipitation percolates through the soil to recharge the aquifer. The Central Suffolk SPGA would contribute approximately 234,375 acre-feet of recharge water per year (about 76.4 billion gallons per year).

According to the agreement between the Town of Riverhead and the US government, if contamination is discovered within EPCAL and it is attributed to the former activities of the Navy, the federal government will be responsible for further investigations and clean-up actions.

Within EPCAL (the former Navy-Grumman site), eleven areas have been identified as sites that have been investigated as potential locations of hazardous materials. Six of these locations are subject to additional investigations.² The Navy has filed a Final Basewide Phase I & II Environmental Baseline Survey to identify and evaluate the remedial activities and monitoring of these sites. The Navy's studies indicted the area at the 10,000 foot runway had been used for disposal of wastes or minor spills (gun range ammunitions, minor levels of volatile and semi-volatile organic compounds). These areas have been identified and some areas remediated. These areas will not be impacted by the Show.

Depth to groundwater at the site has been estimated at 15-20 feet below grade or approximately 40 feet above mean sea level.³ Within this area, the directional flow of groundwater is both northerly and southerly because the site is located over the groundwater divide as defined by the Suffolk County Water Authority, Watershed Oversight Protection Map (Mar. 1989), the Long Island Regional Planning Board's The Long Island Comprehensive Special Groundwater Protection Area Plan, and the engineering firm of H2M Group (ref. Feasibility Study New Wastewater Facilities, Calverton Enterprise Park, Aug. 1999), a consulting engineer to the Riverhead Water District.

¹ Long Island Regional Planning Board, The Long Island Comprehensive Special Groundwater Protection Area Plan, 1992.

² Town of Riverhead, Developing A Re-use Study for the NWIRP at Calverton, Oct. 1995.

³ Suffolk County Department of Health Services Groundwater Contour Map, 1997.

According to the US Geological Survey Water Resources Investigations Report 94-4080, the upper glacial aquifer consists of material deposited by Pleistocene glaciers as terminal moraines. Some of this material was reworked by glacial melt-water to form large out-wash plain deposits of sand and gravel. Sediments that form the upper glacial aquifer are highly permeable and have an average horizontal conductivity of 270 ft/day and an estimated average vertical hydraulic conductivity of 27 ft/day (Franke and Cohen, 1972)⁴.

According to the Long Island Regional Planning Board's The Long Island Comprehensive Special Groundwater Protection Area Plan, shallow groundwater flow velocities within the SGPA are generally in the range of one-half to one foot per day.⁵ The directions of horizontal flow are primarily north and south on the respective sides of the main groundwater divide, with a slight easterly component throughout much of the SPGA. The influence of the Peconic River extends westward just beyond the Brookhaven National Laboratory, where the main divide splits into northern and southern branches

⁴ US Geological Survey Water Resources Investigations Report 94-4080.

⁵ LIRPB, pp 3-68, The Long Island Comprehensive Special Groundwater Protection Area Plan, 1992.

No adverse change in local groundwater quantity and quality is expected either on-site or off-site. On-site, potable water will be supplied to the Show attendees through the on-site municipal water supply system and/or water concession stands, i.e. sale of bottled water. The Town of Riverhead Water District supplies potable drinking water to the site and has indicated that it has sufficient capacity to supply water to the Show. Water supplied to the Show is distributed throughout the site by an existing network of water distribution pipes. The project sponsors will use a connection to the primary supply system as directed by the Riverhead Water District and then provide via a temporary system, on-site distribution of potable water. This water system will be supplemented with a network of temporarily installed above-grade pipes connected to water banks and other facilities at the Show. No wells will be installed, either on-site or off-site, to provide water for the Show. No groundwater will be withdrawn for the Show.

Seepage of potable water to groundwater from these water banks is expected to be minimal and temporary. All facilities not near any on-site water distribution system will have bottled water. The water supply system is described in detail in plans submitted to the Town of Riverhead and Suffolk County Department of Health Services.

All wastewater generated on the Show site will be collected and removed for off site disposal. No wastewater will be discharged to the ground. Restroom facilities will consist of portable toilets. Gray water from food service areas will be stored in above ground tanks. Toilet facilities and gray water storage tanks will be emptied on a regular basis to prevent overflow.

Petroleum product and aircraft fuels will be stored in on-site, existing tank and fuel facility approved by the SCDOH pursuant to Article 12 and the Fire Marshal. Fuel used for on-site electricity generators will be stored in County and Fire Marshall approved containers. Fuel will not be stored within five hundred feet (500') of streams, wetlands or other bodies of surface water. Aircraft fueling will be completed on impermeable surfaces. In the event of an accidental minor spill at a power generator or aircraft fueling equipment, emergency fuel spill equipment will be available on site and will be used to control the spill to the maximum extent practicable. The Security Plan section of the EOP prepared for the Show details the response action to be implemented in the event of a petroleum leak or spill. Implementation of this plan will avoid any potential groundwater contamination to the greatest extent possible. In light of the above, there will be low potential for groundwater contamination and the action will not cause a significant impact on ground water.

There are planned applications of pesticides expected for the Show. The petting zoo may require minor pesticide controls for fleas, ticks and other vermin. The event areas will be treated with pesticides for control of ticks. The pesticide (permethrin) will be applied in accordance with NYS CRR Part 325 regulations relating to application of pesticides. The application and use of permethrin is listed as an approved pesticide by the NYSDEC for commercial application pursuant to 6NYCRR Part 326. Applications will be performed by NYSDEC certified applicators and applied only to mowed,

grasses. The nearest surface water is more than 1,000 feet from the application zones.

3. Surface Water

No significant impacts are expected to the surface water resources located either on-site or off-site. The Show facilities will not encroach upon any wetlands, including the State wetlands and their 100 foot buffer areas located adjacent to the Show site. These wetlands will be separated from the Show by a significant distance. Other wetland areas are generally outside the perimeter road surrounding the Show site. Neither the wetlands nor their buffers will be impacted by any temporary improvements constructed for the Show and no regulatory involvement is required for the Show. No wastewater discharges will be made into the wetlands.

To avoid even minor, short-term and transient impacts to wetlands located in remote areas of the Show site if Show attendees wander into these wetlands, security personnel patrolling the grounds will be instructed to ask people to leave wetland areas.

The New York State Department of Environmental Conservation (NYSDEC) has determined that two (2) known Tiger salamander breeding ponds (North Pond and Fire Break Pond West) are located "within the fence" at EPCAL. Consequently the applicant has located the proposed action more than 1,000 feet from freshwater wetland boundary lines, which define the edges of the two (2) groundwater fed ponds. The NYSDEC historical policy for Tiger salamander habitat protection is to preserve (leave undisturbed) 50 percent of the upland area within 1000 feet of the breeding pond. The state's policy is currently to preserve 50 percent of the upland area within 1000 feet of the breeding pond. The applicant's events shall avoid potential impact to Tiger salamander habitat because of the distance between the event and the ponds is significant. North Pond and Fire Break Pond West are hydrologically supported by groundwater and with North Pond located south of the groundwater divide and Fire Break Pond West located north of the groundwater divide. Water levels in these ponds will vary with respect to seasonal and annual fluctuations in groundwater elevations. The proposed project is not expected to significantly impact the water levels of these ponds because of its location (more northerly of the groundwater divide) and because of the area of groundwater recharge that provides water to support the ponds. Beyond the "fence" located south of Grumman Boulevard are additional water bodies (Preston's Pond) and sensitive habitats. These areas are regulated by the NYSDEC and accessible by permit only. Suffolk County Parklands are also located south of Grumman Boulevard and although these areas also have significant natural and surface water resources the parks will not be adversely impacted by the proposed event.

Cars will only be parked in upland areas. In the event of a fuel spill in any parking area, on-site security personnel will have a communications link to Show security who will dispatch a fuel spill team. Consequently, there will be no impacts to surface water resources as a result of the Show operation.

Based on the foregoing and that there is no discharge to ground or surface waters, no significant impacts are expected to the surface or ground water resources located on or adjacent to the Show site

4. Agricultural Resources

No significant impacts are expected to agriculture resources. The proposed Show site is a former airfield area, and involves only a minor and temporary use.

5. Air

No significant impacts to air resources are expected from the Show. Minor and short-term impacts may occur from generator and aircraft emissions used on site. Generator and aircraft emissions, however, will be minimal and temporary.

Minor and temporary impacts may result from automobile emissions associated with travel to and from the Show.

No impacts from odors are expected at the Show. All solid and human wastes generated on the site facilities will be stored in enclosed receptacles or portable toilets. Both will be collected at regular intervals to avoid odor problems. Implementation of these waste management programs is expected to eliminate any odors emanating from the Show site and parking areas.

No permits for the discharge of air emissions will be required from the NYSDEC nor will crates or refuse be burned on-site.

Based on the foregoing, no significant impacts are expected to air resources located on or adjacent to the Show site. Only minor and temporary impacts may occur, if any, and as such, will be completely reversible.

6. Transportation

Although the Show will result in a short-term increase in local traffic and traffic on major highways serving the area, the local and regional road systems are expected to continue to function and allow emergency services to be maintained. A comprehensive Transportation Plan was developed for the Air Show. The intent of the plan is to provide a transportation and parking system that will serve the Show attendees in an efficient manner; provide for movement of local essential services and residents; provide for control of traffic in the area; separate pedestrians and vehicles at the Show site; and utilize multiple travel routes from all directions to reduce impact on the individual roadway networks.

While traffic volumes in the vicinity of the site and network of streets will increase, this impact is temporary and limited to certain peak hours.

Parking will be provided for a minimum of 6,000 vehicles on-site; with an overflow parking area designed for 5,000-6,000 additional vehicles. The parking is based on 2.8 persons (albeit three (3) persons) per vehicle. The on-site spaces will be provided as shown on the site plan. Access to this parking lot will be provided from the existing roadway network. No off site parking will be permitted and vehicles parked along roadways posted as "No Parking-Tow-Away Zone" will be towed at the owner's expense. Roving tow operators will be used (in conjunction with directions from the Riverhead Police) to tow these vehicles.

The on-site lots have a capacity that significantly exceeds the anticipated number of automobiles. The Show access will be from NYS 25 only and maximize the capacity of the local transportation network and reduce bottlenecks at key access points. .

Unavoidable local traffic delays are expected during the Show. However, such delays will be temporary, minor and completely reversible. A Traffic Plan for the Show area has been developed and is contained in Appendix 2 of the EEAF. The primary objectives of this plan are to ensure that the highway network in the vicinity of the Show continues to function for local businesses, residents and emergency services, No parking (other than local residential use) along nearby roadways, will be permitted outside the fence

The restrictions on non-local traffic around EPCAL will maximize the capacity of the roads serving the Show site and reduce impacts to local residents and businesses. Special access provisions have been made to accommodate local traffic during the peak hours of the Show.

Implementation of the Sign Plan contained in the EOP will provide Show attendees, and local traffic with appropriate information containing direction guidance, local access controls and detours. The local Highway Advisory television station (Metro Channel 61) will be contacted to advise all local viewers of the event, current conditions and implementation of any alternative or contingency traffic plans.

No on-street parking for Show attendees will be allowed anywhere near the site. An internal shuttle will be available to move attendees from the parking areas to the event (grandstands) area.

A transportation control center will be operational and manned throughout the duration of the event by key government agencies and participants in the transportation effort. The control center will ensure that the overall Transportation Plan is implemented and will ensure that appropriate adjustments to the plan are made as conditions dictate and contingencies arise.

Based on the foregoing, while there will be temporary increases in local and regional traffic, no significant, long-term or permanent impacts to transportation are expected from the Show. Moreover, any such impacts will be minor and completely reversible.

7. Land Use

In 1998 the Town of Riverhead issued a Findings Statement on the Generic Environmental Impact Statement issued on the Calverton Naval Weapons Industrial Reserve Plant Reuse Plan and amended to the Town's Comprehensive Master Plan. The Show site is currently zoned as a "Planned Industrial Park". This district was created by the Riverhead Town Board decision to establish the district at the EPCAL location, by Town Board resolution # 830, which provided a method to: update the Comprehensive Master Plan of the Town of Riverhead, provide an amendment to the Comprehensive Reuse Strategy for the Naval Weapons Industrial Reserve, amend the Town Zoning Ordinance and amend Zoning Use District Map to permit this use at the Calverton site. The proposed action is consistent with the accepted land use plans written for the redevelopment of the NWIRP. This includes the amendments to the plan as approved by the Town of Riverhead Resolution # 830 "Approves Amendment to the Zoning Use District Map of the Town of Riverhead-Former Calverton Naval Weapons Industrial Reserve Plant," dated September 7, 1999 (Appendix 6).

No adverse impacts from potential damage to property surrounding the Show site are expected. The Show will be confined the EPCAL site; albeit some components take place in the air above the site.. Access to the Show will only be allowed at controlled points. All attendees will enter or exit the site at these control points after coming or going from the on-site parking lot.

At existing parking facilities or the asphalt or concrete areas of the airfield to be used for parking, there will be no disruption to land use as these facilities are merely continuing their current or a consistent use.

Based on the foregoing, no significant, long-term or permanent impacts are expected to land uses on or adjacent to the Show site or at the satellite parking areas.

8. Visual

No significant adverse impacts to aesthetics or open space resources are expected from the Show. The Show will take place entirely on the grounds of the existing EPCAL site. The Park contains numerous buildings, airplane hangers, runways and other structures associated with a former manufacturing installation. The Show is not expected to adversely effect the visual character of this installation in any way. Most of the activities on the site will be substantially buffered from the surrounding community by the grounds of the Park. Some activities, however, must occur in limited non-buffered areas. These will have some temporary and completely reversible impacts on the visual character of these areas. All of these items will be temporary and will be removed shortly after the Show.

Consequently, no significant, long-term or permanent impacts are expected to visual resources from the proposed action. Only minor and temporary impacts may occur, if any, and as such, will be completely reversible.

9. Historical and Archaeological Resources

The New York State Office of Parks, Recreation and Historic Preservation (NYSOPRHP) prepared a map of the EPCAL historic/archeological resources (June 1998) and entered into an agreement with the Town of Riverhead Community Development Agency to protect cultural resources during the implementation of the EPCAL reuse plan (appendix 5). The proposed action is consistent with the 1998 agreement requirements.

The areas at the 7,000 and 10,000-foot runway/taxiways are designated by NYSOPRHP as "Non-sensitive" and do not include areas of archaeological significance. The Anehoic Chamber is considered of cultural value. There will be no alteration of the facility or use of the facility required by the Show activity.

According to the NWIRP Reuse Plan SEQRA Findings Statement, the NWIRP at Calverton has been found to contain approximately 240 acres of property considered to have high sensitivity with respect to archeological integrity. These areas exist mainly in the areas of surface water and freshwater wetlands and exhibit evidence of indigenous populations. The land conveyance agreement (between the U.S. Navy and Town of Riverhead) contains a covenant, which requires that all development upon the site be predicated upon the prior approval of the New York State Historic Preservation Office, which will establish a site-specific protocol for either the relocation of development or the retrieval of artifacts in the event of excavation.

The former NWIRP site contains a number of structures or places, which exhibit historical significance. These resources include the Anehoic Chamber, Plant 6, Plant 7 and the Wells Cemetery.

The proposed action is within close proximity to the Anehoic Chamber, which is a known significant archeological and cultural resource. The project will not involve any excavation in this area or involve any disruption to this facility. No impacts are expected.

No significant adverse impacts to historic, archaeological, or architectural resources are expected from the Show. As a former manufacturing installation, the Show site has been significantly disturbed. In fact, most of the Show will occur on the existing concrete and asphalt runways and the area immediate adjacent to these runway/taxiways. The environmental review documentation incorporated by reference identifies detailed studies conducted by NYS Parks Recreation and Historic Preservation file searches and on-site investigation conducted at EPCAL. The proposed Show is not within areas identified as cultural resources areas of significance.⁶

In addition, all Show facilities, either on-site or off-site, will be erected above ground. No impacts to archaeological resources are expected

⁶ FEIS Island Water Park, Appendix 5, Coastal Environmental Corp. Aug, 2002.

due to the erection of these facilities above ground and the limited potential for compaction.

Due to the short duration of the use any visual impact on neighboring historic structures, if any, will not be significant.

Given the short-term and non-intrusive nature of the Show, and the fact that the Show site and parking areas will be restored to their original condition immediately following the Show, the Show will not have any significant adverse impact on historic or architectural resources.

10. Noise and Lights

Noise impacts from the Show on surrounding property are expected to be moderate but of a limited duration. The Air Show is a short-term event and will provide in flight exhibitions. The aircraft take-off and landings and above ground and aeronautical displays will generate noise levels above the normal ambient levels. Periodically noise levels may exceed the 65 Db levels (measured at the property boundary) as permitted by the Town code. Wooded vegetation surrounding the site (as well as on-site buildings) will provide the surrounding property with a buffer from the Show noise.

Noise levels will also be exceeded during the fireworks display. The time period for the display is limited (less than one (1) hour). Conditions for the fireworks display are determined by the Town of Riverhead fireworks permit requirements.

Other noise generated on the site by the attendees, electric generators, on-site vehicles, and other equipment will be minor and short-term.

In addition, minor noise impacts resulting from automobile noise and temporary light generators. These impacts will be short-term, temporary and entirely reversible.

Impacts to surrounding properties from the Show and parking lighting are expected to be minor and short-term. Wooded vegetation surrounding the Show site and its distance from the nearby community will significantly reduce the impact from lighting. Moreover, major Carnival lighting will not be on when the site is not in operation. Area mast lighting will be dimmed when the activities have concluded. Whenever possible, lighting in the marketplaces, and other locations will be dimmed when those areas are not in full service. Wooded areas surrounding some satellite parking areas will also provide a buffer from the lighting. Lighting will be designed so that spill over to adjacent land is avoided.

Consequently, no significant, long-term or permanent impacts from noise and lighting are expected from the action. Minor and temporary impacts may occur, and as such, will be completely reversible.

11. Wildlife and Endangered Species

The Show may have temporary effects on wildlife resources. The undeveloped portion of airfield provides limited habitat for mammals, birds, reptiles, and plant species common to wooded and open field areas in New York State. The airfield is fenced and contains large concrete and asphalt runways significantly limiting the habitat value of the primary area to be used for the Show.

In the State of New York, the state "owns all fish, game, wildlife, shellfish, crustacea and protected insects in the state, except those legally acquired and held in private ownership."⁷ The state law also places responsibility on the New York Natural Heritage Program for maintaining and managing data on the location, identification and ranking of New York's plants, animals and ecological communities.⁸

Endangered species in New York State is defined as "any native species in imminent danger of extirpation or extinction in New York."

Eastern Tiger salamanders (*Ambystoma tigrinum*) are an endangered species in New York State (appendix 8). The EPCAL site provides a habitat for several species of wildlife, including one (1) endangered animal, the tiger salamander, which has been confirmed in several locations. According to the Findings Statement on the NWIRP Reuse Plan, "the impact upon this animal will be mitigated through the non-disturbance of the pine barrens core protection and the provision of a 1,000 foot buffer with a no more than 50% disturbance around known breeding ponds pursuant to NYSDEC Freshwater Wetland Permit requirements."

The EPCAL ("inside the fence") site contains freshwater ponds that are habitats for the Eastern tiger salamander. South of Grumman Boulevard (off-site) there are ponds that also contain habitats for Eastern tiger salamander. The area designated for the Show does not include the known areas of Eastern Tiger salamander breeding or general habitat. The site plans for the event require limited access from Grumman Boulevard (Event personnel and EMS) and potential for impact is determined as low.

Vegetation.

The applicant does not expect to disturb (except to mow approximately 100 acres of area at the 7,000 foot runway previously mowed in May 2003) significantly large areas in the vicinity of the Show. The majority of all activity will take place on the 10,000 foot runway and adjacent taxiway/tie down areas. The applicant may disturb or mow small grassed areas in the Show area that have been historically mowed. The applicant will not physically "remove" these areas by excavation or herbicide treatments. There are no irrevocable or irretrievable loss of this natural resource. The allowable clearing limits for commercial land uses within the Compatible Growth Area (CGA) is 65%. Any disturbed areas will be well below the 65% limit. The clearing limits are regulated "inside the fence" by the Town of Riverhead.

⁷ NYSECL Sec.11-0105.

⁸ NYSECL Sec. 11-0539.

Although the majority of the cultural practices for cultivation of grassland areas at EPCAL have been abandoned, the characteristics of these areas were checked against the descriptions set forth in the FEIS Transfer and Reuse of NWIRP, Calverton (1997) and descriptions used by Reschke, March 1990 and published by the NYSDEC - Natural Heritage Program as, the *Ecological Communities of New York State*. According to Reschke, the grassland habitats most closely resemble the terrestrial ecological community defined as "Pastureland: agricultural land permanently maintained (or recently abandoned) as a pasture for livestock. Characteristic birds include grasshopper sparrow (*Ammodramus savannarum*), vesper sparrow (*Pooecetes gramineus*), horned lark (*Eremophila alpestris*), killdeer (*Charadrius vociferous*), and upland sandpiper (*Bartramina longicauda*)."

The global status of "Pastureland" is G5 (demonstrably secure throughout its range -however it may be rare in certain areas) and the New York State status is S5 demonstrably secure in New York State. The ecological community as pastureland is applicable because the land was maintained as mowed lawn until it was abandoned in the past several years (4-6 years ago). Although Reschke's work is in some cases not complete enough to describe all nuances of site specific conditions found in natural communities, it is the benchmark in New York State and the most universally accepted document used for habitat descriptions and accepted for most EIS level documents. It is referenced in the LIPBCLUP, and is useful for the ecological assessments at EPCAL. According to Reschke, the grasslands at EPCAL would not be a "rare ecological community" in New York State and is not listed as globally rare. In fact it is a secure community in New York.

The FEIS Transfer and Reuse of NWIRP, Calverton (1997) provided a total acreage of "fenced area" vegetation and identified 67 acres of frequently mowed grassland and 789 acres of semi-improved (infrequently mowed) grassland; clear zones along runways and approaches, compass calibration areas, radar fields etc. According to Meyers, & Gaffney (1989), these "semi-improved" areas are characterized as "maintained to a lesser degree of intensity than improved vegetation, but at a level meant to match the intended use, enhance natural beauty, ensure conservation of natural resources, and reduce the vegetation fire hazard. Land subject to annual, semi-annual, or once in three-to four year maintenance operations are included in this category."

Hence any mowing practice required for the proposed action is consistent with the "intended use" and based upon the frequency is consistent with the management of this vegetation.

Grassland birds, including the grasshopper (*Ammodramus savannarum*), vesper sparrow (*Pooecetes gramineus*), horned lark (*Eremophila alpestris*), killdeer (*Charadrius vociferous*), and upland sandpiper (*Bartramina longicauda*) utilize grassland habitats. The grasshopper sparrow is listed by the NYSDEC as "a species of special concern." A "species of special concern" status assigned to organisms that have demonstrated a population decline, however this category is not afforded the special protective status in New York (according to 6NYCRR Part 182), as the species listed as "threatened" or

"endangered" which are protected by State regulations. State law does not offer special protective status to the grasshopper sparrow (appendix 9).

According to the *FEIS Transfer and Reuse of NWIRP, Calverton (1997)*, "This dramatic decline has been largely attributed to more intensive agricultural practices that destroy breeding habitats, to the regeneration of forest on abandoned farmland and to commercial development of open areas (Askins, 1993 and Kershner & Bollinger, 1996). Although habitat fragmentation is partially responsible for these population declines, the high degree of habitat specialization that characterizes grassland bird species is probably a more important factor. The preferred habitat of many grassland birds become rapidly unsuitable within a few years because of succession, invasion, and establishment of woodland plant species, as contrasted with forest interior birds whose habitats are more stable in the absence of disturbance."

The *FEIS Transfer and Reuse of NWIRP, Calverton (1997)* as states under a "no-action" alternative, "grassland bird habitats would be impacted within three to four years unless a vegetation management plan was created. Such a plan would rely on the habitat requirements of the grassland birds, and would include annual and rotated mowing of the grass fields, timed to avoid mowing during the nesting season (mid-May to mid-August). No such plan is presently proposed."

Along the "10,000-foot runway/taxiways" there is nearly two square miles of un-mowed grasslands. The evaluations for impacts to ground-grassland nesting birds may require additional technical information, however impacts are expected to be minimal. First most breeding will be completed by mid-August and second fledglings are expected to have mobility, and can avoid disturbances. The decline in grasshopper sparrow may not be isolated to habitat loss. The "pasturelands" are secure in New York, and while grasslands are "lost" over years to natural transition, periodic mowing is not a significantly adverse impact on this type of vegetation. Loss of grasshopper sparrow can also be attributed to parasitic-predatory influence from increased cowbird populations. The density of grasshopper sparrow for the entire grassland areas at EPCAL is not known.

The mowing of grasses and any temporary disruption to grassland habitats is considered an impact that is reversible, retrievable and short term and in the framework of grassland management beneficial to habitat management.

Pursuant to the Long Island Central Pine Barrens Comprehensive Land Use Plan (LIPBCLUP), Chapter 5 (appendix 6); Standards and Guidelines for Land Use, Compatible Growth Area, 5.3.7.1 Special species and ecological communities: "Where a significant negative impact upon a habitat essential to those species identified on the New York State maintained lists as rare, threatened, endangered or of special concern, or upon natural communities classified by the New York Natural Heritage Program as G1, G2, G3 or S1, S2, or S3 or on any federally listed endangered or threatened species is proposed, appropriate mitigation measures as determined by the appropriate state, county or local government agency shall be taken to protect these species."

The LIPBCLUP states that appropriate mitigation measures are needed when significant impact is expected and the type of mitigation is determined by the state, county or local agency. The mitigation plan upon acceptance by the Town of Riverhead would fulfill this guideline and standard.

The area of the site to be used for the Show does not support any federally or State listed endangered or threatened species. There will be no removal or destruction of permanent vegetation or fauna on-site or in any peripheral sites.

The Show's site plan has been designed to minimize the amount of permanent vegetative disturbance necessary to support the activities on the site. This will minimize and avoid any significant habitat impacts. Nor is the Show expected to substantially interfere with the movement of any migratory fish or wildlife species. The Show is a short-term event and the site will be restored to its original condition at the end of the event.

Parking will be short-term and the sites will be restored to their original condition at the end of the event. Thus, impacts to wildlife and habitat at the site will be minimal, temporary and entirely reversible.

Transients and potential nesting birds include birds commonly found in the region (blue jay, red-tail hawk, titmouse, Carolina wren, vireos, nuthatches, cardinals, grouse, owls, pheasant, wood, pintail, mallard and other common ducks and waterfowl) and the neo-tropical migrating birds (warblers). Mammals predicted to use the site include common species such as white tailed deer, voles, mice, woodchuck, and cottontail. The following is a partial list of commonly known animals that have potential to inhabit the overall EPCAL site:

White-tailed Deer	(<i>Odocoileus virginianus</i>)
Gray Squirrel	(<i>Sciurus carolinensis</i>)
Chipmunk	(<i>Tamias striatus</i>)
Meadow Vole	(<i>Microtus pennsylvanicus</i>)
Eastern Cottontail	(<i>Sylvilagus floridanus</i>)
Red Fox	(<i>Vulpes vulpes</i>)
Raccoon	(<i>Procyon lotor</i>)
Brown-headed Cowbird	(<i>Molothrus ater</i>)
Northern Cardinal	(<i>Cardinalis cardinalis</i>)
Northern Mockingbird	(<i>Mimus polyglottos</i>)
Cedar Waxwing	(<i>Bombycilla cedrorum</i>)
American Robin	(<i>Turdus migratorius</i>)
Scarlet Tanager	(<i>Piranga olivacea</i>)
White-breasted Nuthatch	(<i>Sitta carolinensis</i>)
Mourning Dove	(<i>Zenaida macroura</i>)
Red-eyed Vireo	(<i>Vireo olivaceus</i>)
Carolina wren	(<i>Thryothorus ludovicianus</i>)
Gray Catbird	(<i>Dumetella carolinensis</i>)
Red-winged Blackbird	(<i>Agelaius phoeniceus</i>)
Tufted Titmouse	(<i>Parus bicolor</i>)
Black-capped Chickadee	(<i>Parus atricapillus</i>)
American Crow	(<i>Corvus brachyrhynchos</i>)

Blue Jay	(<i>Cyanocitta cristata</i>)
Purple Martin	(<i>Eremophila alpestris</i>)
Eastern Phoebe	(<i>Sayornis phoebe</i>)
Northern Flicker	(<i>Colaptes auratus</i>)
Downey Woodpecker	(<i>Picoides pubescens</i>)
Whip-poor-will	(<i>Caprimulgus vociferous</i>)
Great Horned Owl	(<i>Bubo virginianus</i>)
Northern Bobwhite	(<i>Colinus virginianus</i>)
Ring-necked Pheasant	(<i>Phasianus colchicus</i>)
American Kestrel	(<i>Falco sparverius</i>)
Red-tailed Hawk	(<i>Buteo jamaicensis</i>)
Osprey	(<i>Pandion haliaetus</i>)
Mallard	(<i>Anas platyrhynchos</i>)
Northern Pintail	(<i>Anas acuta</i>)
Glossy Ibis	(<i>Plegadis falcinellus</i>)
Wood Duck	(<i>Aix sponsa</i>)
American Black Duck	(<i>Anas rubripes</i>)
Common Garter Snake	(<i>Thamnophis brachystoma</i>)
Eastern Ribbon Snake	(<i>Thamnophis sauritus</i>)
Eastern Box Turtle	(<i>Terrapene carolina</i>)
Wood Frog	(<i>Rana sylvatica</i>)
Bull Frog	(<i>Rana catesbeiana</i>)
Green Frog	(<i>Rana clamitans</i>)
Grey Tree Frog	(<i>Hyla versicolor</i>)
Spring Peeper	(<i>Hyla crucifer</i>)

For the reasons stated above, the Show is not expected to have significant adverse effects on any natural resources since its an event of limited duration and temporary in nature.

12. Solid Waste Disposal Services

No adverse impacts to local solid waste disposal services are expected from the Show. The Show will generate an estimated 45-60 tons of solid waste, of which a significant percentage is expected to be recycled.

Disposal bins for solid waste and recyclables will be located in the food service areas. Disposal bins for solid waste will be located throughout the Show site. In the food service areas, signs posted on recycling containers will identify the items, which must be recycled. To the extent feasible, food service vendors will be required to serve food on paper plates and beverages in paper cups. Waste receptacles will be provided for food and paper wastes.

Waste receptacles will be of sufficient quantity and located strategically throughout the site to ensure easy access to the attendees. All disposal bins will be located near interior service roads to ensure timely and safe service. All solid waste and recyclables will be collected by a sanitation vendor at regular intervals and taken directly to a duly licensed solid waste management facility. The areas around the disposal bins will be inspected and cleaned by the sanitation vendor as needed. After the

Show, personnel will collect litter along the entry roads and roadways near the Show. No solid waste, stone, or other Show debris will be buried on-site. Any impacts to solid waste management facilities will be temporary in nature. As a result, no significant impacts to solid waste services in the area are expected from the Show.

13. Public Utility Services

Little impact on the public utility services in the area is expected from the Show. Telephone service is available on-site as well as along all routes leading to the site. Additional telephone lines and trailer mounted telephones will be brought on-site to service the Show attendees. As necessary to avoid any impacts to local telephone services, the Show operators will establish communication links by using radios and cellular telephones.

Electricity is presently provided to the site by LIPA. There is adequate power capacity in these existing systems to meet the basic safety needs and service facilities on the Show site. For high demand areas, such as the Carnival, portable generators will be used as a power source.

The Show will not have any significant impact on the Town of Riverhead municipal water supply system. The Show will require a supply of potable water for approximately two and one-half days. Peak demand will occur on the event days at which time the maximum attendance will be 25,000 people per day. An estimate of three (3) gallons per person per day would yield a demand of 75,000 gallons of water per day and includes food service, animal needs and auxiliary uses. Potable water will be made available to event attendees through the on-site supply system and/or water concession stands. The Town of Riverhead Water District supplies potable drinking water to EPCAL. The Town's water supply system has adequate capacity to provide the water needs for the Show.

The Show will be short-term, and will not contribute to the long-term loading of these utilities discussed above. As a result, no significant impacts to utility services in the area are expected from the proposed action.

14. Emergency Facilities and Services

No significant adverse impacts to emergency facilities and services are expected from the Show. Nor will there be a significant drain or reduction in these local services. The reasons supporting these conclusions are set forth below.

(a) Fire Protection

The Show is of limited duration and is expected to have little or no impact on area fire fighting services.

The project sponsor has developed plans that minimize the risk of fire at the site, thereby limiting the need for local fire fighting services. A Central Communications Hub for Fire and Emergency Services Operations will be established on site.

In addition, attendees will not be allowed to bring flammable materials onto the site. Campfires and cooking stoves will be prohibited. All Show facilities will be constructed in accordance with applicable State Fire Codes and FAA regulations.

Adequate fire response equipment in the form of fire extinguishers will be placed throughout the site at strategic locations, including around the viewing stands, first aid stations, the on-site emergency health care facilities, food service areas, power supply generators, and the aircraft fueling area.

Security personnel will be trained in fire extinguisher use, and will be in a position to contact the Command Center to quickly report any potential fires. Communications and response procedures will be in place to respond to fires quickly through existing mutual aid protocols, and a brushfire control vehicle will also be located on site.

A Fire Protection Plan will be implemented by the project sponsors to reduce the potential impacts on local firefighting services. This plan will be implemented as part of the Show's Security Plan. . The Show will also implement a Towing Plan to provide adequate access for fire response equipment to address normal and unusual responses by removing obstructions from local, county and State roads.

Based on the foregoing, no significant impacts are expected to fire protection services from the proposed action.

(b) Ambulance Service

The Show is of limited duration and is not expected to have any significant impacts on ambulance services off-site. The on-site emergency health care facilities, and the on-site treatment of injured or ill attendees are sufficient to service the needs of the Show attendees. The goal is to provide on-site triage, diagnostic, treatment and discharge or transfer of attendees without impacting ambulance services off-site. In addition, there will be a first aid station on site. An ambulance service will be available for on and off-site patient transport. For critical transport there will be one medivac helicopter strategically located on site.

On-site medical control will coordinate patient transfer on-site between the first aid stations and the off-site hospital. On-site medical control will also be in communication link with the local medical center(s) to coordinate the transfer of patients to off-site hospitals by on-site ambulances when necessary, if at all. The North Shore-Long Island Health System for Emergency Medical Services (CEMS) will provide two advanced life support ambulances and an emergency medical technician for the first aid booth.

Based on the foregoing, and since the Show is a short-term event, it is not expected to have an impact on ambulance services.

(c) Emergency Health Care Facilities

No significant impact is expected on area medical services. The Suffolk Central Hospital will be staffed with physicians, nurses, EMT's and appropriate ancillary staff. The on-site first aid station will be equipped standard first-aid medical equipment. These facilities will be self-sufficient, and in most cases, will admit, treat and discharge patients on-site.

In addition, the on-site first aid stations will have lines of communication with the on-site hospital, medivac helicopter and local medical center(s). In the event of a mass casualty off-site or on-site involving Show attendees or participants, established mutual aid protocols within the region will govern the response, with the health care facilities at the Show site being linked into the overall mutual aid system.

Based on the foregoing, the emergency health care services provided on-site are adequate to meet the needs of Show attendees, and will not have a significant impact on services provided at regional medical facilities.

(d) Police Protection

The Show is of limited duration and will not have a significant impact on local police protection. Adequate security and police staff will be available to protect attendees. The Riverhead Police Department, and the Suffolk County Police Department provide law enforcement protection services at and near to the site. These three agencies provide overlapping services on a mutual aid basis.

The Project Sponsors have prepared and will implement a Security and Control Plan to ensure that adequate security and police staff will be available to protect Show attendees at both the Show site and at off-site locations. To reduce the impacts to local police protection, private security personnel will be hired to ensure public safety and a manageable event. These security personnel will work closely with the police. A detailed discussion concerning the use of private security personnel is set forth in the Show's Security Control Plan.

Town of Riverhead Police will provide traffic control at major road intersections, as well as additional police coverage as necessary. There are established communication links and protocols for the interface of emergency services, including police protection for the Show site and satellite parking lots, as well as detailed procedures for arrests and the transportation of arrested attendees to jails.

Based on all the discussions above, no significant impacts to fire protection, ambulance, hospital or local police services are expected from the proposed action.

15. Community Character

The Show will not have any long-term or permanent impacts on the community character of the Riverhead area. All impacts, if any, will be short-term and reversible. Every effort has been made to site the Show in a

location close to major transportation routes and away from populated areas where a significant number of people might be affected by the activity.

Minor impacts will result to the community character . These areas will contain fencing, signs, security areas, and traffic loops. All of these facilities will be removed shortly after the Show and the areas restored to their original condition as provided for in the On and Off-Site Restoration Plan contained in the SOP. The impacts from the Show on community character will be short-term, temporary, and entirely reversible.

Based on the foregoing, no significant impacts to the community character are expected from the proposed action. Only minor or temporary impacts may occur, if any, and as such, will be completely reversible.

16. Demographics

The Show is not expected to have any significant impact on the demographics of the Town of Riverhead or the surrounding area. The Show is a short-term event. Even the construction of the temporary facilities and restoration of the site and satellite parking areas will be completed in a short period of time. Large groups of people are not expected to remain in the area for any length of time.

17. Social Services

The beneficiaries of the Show include local health care and social services. The Show is expected to have a beneficial impact on social services.

18. Economic Benefits

The Show will provide substantial direct and indirect economic benefits to the Town of Riverhead and Suffolk County. The Show will create temporary jobs in the area.

19. Miscellaneous

The Show does not create a material conflict with the community's current plans or goals as officially approved. Moreover, any environmental impacts will be avoided and minimized through adhering to the requirements of the New York State Sanitary Code and through the use of the design features incorporated into the project and developed and implemented by the project sponsor.

The event is not expected to cause a major change in the use of either the quantity or type of energy; nor is the event expected to create a hazard to human health.

The Air Show will attract a large number of people to the site for only two days and as a result, will cause a temporary change in the use and intensity of the use on the site. This change, however, will be short-term, entirely reversible and of limited duration.

The Show will not cause the creation of a material demand for other actions that would result in any of the consequences set forth in 6 NYCRR § 617.7(c). Nor will the Show change two or more elements of the environment, no one of which has a significant effect on the environment, but when considered together result in a substantial adverse impact on the environment.

8/5/03

Adopted

TOWN OF RIVERHEAD

Resolution # 850

AMENDS RESOLUTION #349 OF 2003 (APPROVES APPLICATION OF SUNSHINE ACRES)

COUNCILMAN DENSIESKI offered the following resolution, was seconded by

COUNCILMAN LULL :

WHEREAS, by Resolution #349, adopted on April 1, 2003, the Town Board approved the application of Sunshine Acres to conduct a Dressage Horse Show to be held at 1340 Edwards Avenue, Baiting Hollow, New York on eight (8) separate dates between April and November, 2003; and

WHEREAS, by letter dated July 9, 2003, Sunshine Acres has requested a change of one of the days of the event as follows:

September 7, 2003 to be changed to September 28, 2003.

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Riverhead hereby authorizes the aforementioned change of one of the dates of this event; and be it further

RESOLVED, that all other terms and conditions of Resolution #349 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 Sunshine Acres, 1340 Edwards Avenue, Baiting Hollow, New York, 11933; Bruce Johnson, Riverhead Fire Marshal and Chief Hegermiller, Riverhead Police Department.

THE VOTE

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

THE RESOLUTION WAS WAS NOT
THEREUPON DULY ADOPTED

8/5/03

Adopted

TOWN OF RIVERHEAD

Resolution # 851

APPROVES APPLICATION OF TIMOTHY HILL CHILDREN'S RANCH

COUNCILMAN LULL offered the following resolution, was seconded by
COUNCILMAN DENSIESKI :

WHEREAS, Timothy Hill Children's Ranch has submitted an application for the purpose of conducting a Fall Festival Country Western Day and Open House to be held at 298 Middle Road, Riverhead, New York, on Saturday, September 6, 2003, between the hours of 10:00 a.m. and 9:00 p.m.; and

WHEREAS, Timothy Hill Children's Ranch has requested the application fee for this event be waived; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents regarding said application; and

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

NOW, THEREFORE BE IT RESOLVED, that the application of Timothy Hill Children's Ranch for the purpose of conducting a Fall Festival Country Western Day and Open House to be held at 298 Middle Road, Riverhead, New York, on Saturday, September 6, 2003, between the hours of 10:00 a.m. and 9:00 p.m. is hereby approved; and be it further

RESOLVED, that the Riverhead Town Board hereby waives the application fee for this event; 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 scheduling 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 Timothy Hill Children's Ranch, 298 Middle Road, Riverhead, New York, 11901; the Riverhead Fire Marshal and Chief Hegermiller, Riverhead Police Department.

Z:\Laura\chap90\thill.res.doc

THE VOTE

Sanders absent Yes ___ No ___ Blass ___ Yes ___ No ___

Densieski Yes ___ No ___ Lull Yes ___ No ___

Kozakiewicz Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___

THEREUPON BEING ADOPTED

8/5/03

TOWN OF RIVERHEAD

Adopted

Resolution # 852

APPROVES APPLICATION OF CHURCH OF THE HARVEST

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

_____ COUNCILMAN LULL _____ :

WHEREAS, Church of the Harvest has submitted an application for the purpose of conducting a Riverhead Community Day (tables set up with church and community organizations) to be located on the East End Arts Council property at 133 East Main Street, Riverhead, New York, to be held on September 20, 2003, between the hours of 12:00 noon and 5:00 p.m., having a rain date of September 21, 2003; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents regarding said application; and

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

NOW THEREFORE BE IT RESOLVED, that the application of Church of the Harvest for the purpose of conducting a Riverhead Community Day (tables set up with church and community organizations) to be located on the East End Arts Council property at 133 East Main Street, Riverhead, New York, to be held on September 20, 2003, between the hours of 12:00 noon and 5:00 p.m., having a rain date of September 21, 2003 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. 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 be and is hereby authorized to forward a certified copy of this resolution to Church of the Harvest, P.O. Box 1086, Riverhead, New York, 11901; the Riverhead Fire Marshal and Chief Hegermiller, Riverhead Police Department.

	<i>absent</i>		THE VOTE	<i>absent</i>	
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

Adopted

TOWN OF RIVERHEAD
Resolution # 853

APPROVES TEMPORARY SIGN
FOR MICHAELS
(GRAND OPENING)

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

WHEREAS, a temporary sign and sketch were submitted by Daniel Burdett agent for Michaels property located at 1440E Old Country Road, Riverhead, New York designated by Suffolk County Tax Map number 0600/101.00-02-011.01, Riverhead Centre; 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 sign submitted by Daniel Burdett agent for Michaels located in Riverhead Centre.

RESOLVED, that said temporary sign permit shall expire on December 12, 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 National Image Sign, C/O Daniel Burdett, 1532 Rocky Point Road, Middle Island, New York, 11953, The Planning Department and the Building Department.

	<i>Absent</i>		THE VOTE		<i>Absent</i>	
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	
			Kozakiwicz	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	

THE RESOLUTION WAS WAS NOT
THEREUPON FULLY ADOPTED

TOWN OF RIVERHEAD
Resolution # 854

Adopted

APPROVES TEMPORARY SIGN
FOR MICHAELS
(OPENING SEPT. 11)

COUNCILMAN LULL

_____ offered the following resolution, which was seconded by

COUNCILMAN DENSIESKI

WHEREAS, a temporary sign and sketch were submitted by Daniel Burdett agent for Michaels property located at 1440E Old Country Road, Riverhead, New York designated by Suffolk County Tax Map number 0600/101.00-02-011.01, Riverhead Centre,; 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 sign submitted by Daniel Burdett agent for Michaels located in Riverhead Centre.

RESOLVED, that said temporary sign permit shall expire on September 11, 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 National Image Sign, C/O Daniel Burdett, 1532 Rocky Point Road, Middle Island, New York, 11953, The Planning Department and the Building Department.

	THE VOTE								
Sanders	<u>absent</u>	Yes	No	Blass	<u>absent</u>	Yes	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 IT WAS ADOPTED

Adopted

TOWN OF RIVERHEAD
Resolution # 855

APPROVES TEMPORARY SIGN
FOR HOME DEPOT
(NOW HIRING)

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

WHEREAS, a temporary sign and sketch were submitted by Sharon Depelteau HR Manager for Home Depot for property located at 1550 Old Country Road, Riverhead, New York designated by Suffolk County Tax Map number 0600/101.00-02-011.01, Riverhead Centre,; 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 sign submitted by Sharon Depelteau for Home Depot located in Riverhead Centre.

RESOLVED, that said temporary sign permit shall expire on November 14, 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 Home Depot, C/O Sharon Depelteau, 1550 Old Country Road, Riverhead, New York, 11901, The Planning Department and the Building Department.

	<i>absent</i>		THE VOTE	<i>absent</i>	
Sanders	Yes	No	Blass	Yes	No
Densieski	<input checked="" type="checkbox"/> Yes	No	Lull	<input checked="" type="checkbox"/> Yes	No
			Kozakiewicz	<input checked="" type="checkbox"/> Yes	No
THE RESOLUTION WAS <input checked="" type="checkbox"/> WAS NOT <input type="checkbox"/>					
THEREUPON IT WAS ADOPTED					

The following resolution was offered by Councilperson _____

COUNCILMAN DENSIESKI and seconded by Councilperson COUNCILMAN LULL.

WHEREAS, the Police/Court facilities (210 Howell Avenue) was designed and constructed in 1985±; and

WHEREAS, the Town Board anticipated the addition of a third floor to those facilities in approximately 1993±; and

WHEREAS, the Town Board has acquired additional adjacent land for expansion of the existing Town Hall, Police and Court facilities; and

WHEREAS, the requirements of both the Riverhead Police Department and the Riverhead Justice Court exceed the space available to either in the existing building; and

WHEREAS, the existing building must be upgraded and redesigned to comply with current handicapped, safety and building codes; and

WHEREAS, a plan and estimate have been prepared for the necessary work; and

WHEREAS, the current bond market is very favorable to the financing of these necessary improvements at this time.

NOW THEREFORE BE IT RESOLVED that H2M Corp. is authorized to prepare and file an Environmental Assessment Form relative to the proposed work and to process the same as may be required by Part 617 NYCRR and the firm of Willkie Farr & Gallagher is authorized to draft bond proceedings for further consideration by this Board and the Town Supervisor is hereby authorized to execute the necessary retainers/work orders with H2M and Willkie Farr & Gallagher.

<i>Absent</i>		THE VOTE		<i>Absent</i>	
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 <input checked="" type="checkbox"/> WAS NOT <input type="checkbox"/>					
THEREUPON DULY ADOPTED					

8/5/03

Adopted

TOWN OF RIVERHEAD

Resolution # 857

AUTHORIZES THE SUPERVISOR TO EXECUTE AN AGREEMENT BETWEEN TOWN OF RIVERHEAD AND THE METHODIST CHURCH OF RIVERHEAD

COUNCILMAN LULL offered the following resolution, was seconded by COUNCILMAN DENSIESKI :

WHEREAS, the Town of Riverhead entered into a lease agreement with the Methodist Church of Riverhead for the lease of land containing a municipal parking lot; and

WHEREAS, the original lease was extended by Resolution #776 adopted on December 20, 1988 and again by Resolution # 658 adopted on August 4, 1998; and

WHEREAS, it is the desire of the Town Board to extend said lease for another five (5) years.

NOW THEREFORE BE IT HEREBY RESOLVED, that the Supervisor is hereby authorized to execute a lease agreement with the Methodist Church of Riverhead, which lease is to be extended for a five-year period of time; and be it further

RESOLVED, that this resolution is subject to permissive referendum; and be it further

RESOLVED, that the Town Clerk is hereby directed to publish and post the attached public notice; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to the Methodist Church of Riverhead, 204 East Main Street, Riverhead, New York, 11901; the Office of the Town Attorney and the Office of Accounting.

	<i>absent</i>		THE VOTE	<i>absent</i>	
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	<input checked="" type="checkbox"/>	WAS NOT
			THE RESOLUTION	<input checked="" type="checkbox"/>	ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

Please take notice that the Town Board of the Town of Riverhead adopted a resolution on August 5, 2003 authorizing the extension of a five-year lease with the Methodist Church of Riverhead for land containing a municipal parking lot. The extension of said lease shall be subject to permissive referendum.

Dated: Riverhead, New York
August 5, 2003

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

August 5, 2003

TOWN OF RIVERHEAD

Resolution # 858

Adopted

CLASSIFIES ACTION OF SPECIAL PERMIT
JAMES DELUCCA FOR ALLAN CORBY,
AND REFERS PETITION TO THE PLANNING BOARD

COUNCILMAN DENSIESKI offered the following resolution which

was seconded by COUNCILMAN LULL

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from James V. DeLucca as authorized agent of Allan Corby, pursuant to Article XXVIA and Section 108-21 B.(3) of the Riverhead Town Code to construct a 600sq.ft. addition to an existing home located on a 0.98ac. parcel zoned Agriculture A for the purpose of its conversion to a two-family dwelling; such property more particularly described as SCTM 0600-47-1-1.4, and

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

WHEREAS, the Riverhead Planning Department has reviewed these materials and has determined the petition to be a Type II action pursuant to 6NYCRR Part 617.5(c)(9), and

WHEREAS, pursuant to 617.3(f), 617.5(a) and 617.6(a)(1)(i) agency SEQR responsibilities end with this designation, no determination of significance being necessary, and

WHEREAS, the Town Board desires the recommendations of the Riverhead Planning Board respecting planning and zoning issues, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board declares the special permit application of James DeLucca for Allan Corby to be a Type II action, and

BE IT FURTHER

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

Planning/JBH

	<i>absent</i>		THE VOTE	<i>absent</i>	
Sanders	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Class	<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 LULLY ADOPTED

August 5, 2003

Adopted

TOWN OF RIVERHEAD

Resolution # 859

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 (AVERY E. YOUNG) AND RESCINDS RESOLUTION 783 OF 2003

COUNCILMAN LULL offered the following resolution, was seconded by COUNCILMAN DENSIESKI :

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, Avery E. Young has expressed a desire to sell the development rights of approximately 54 acres of his agricultural lands located on the northerly side of Main Road, Aquebogue, New York, at \$33,000 per acre, further described as Suffolk County Tax Map #0600-67-3- p/o 17, to the Town of Riverhead.

WHEREAS, resolution 783 of 2003 adopted July 1, 2003 called for a public hearing to be held on August 5, 2003 for the development rights purchase on the subject premises and said public hearing was not held.

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 Avery E. Young, once in the August 17, 2003, issue of the Traveler Watchman the official newspaper designated for these purposes, 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 Town Board Resolution 783 of 2003 adopted July 1, 2003 is hereby rescinded; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to Dominic Nicolazzi, 81 Pineaire Avenue, Farmingville, NY 11738; 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.

Z:\Sean I\Purchase of Dev and open Space\Young\public hearing 2.doc

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

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on the 3rd day of September, 2003 at 7:05 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 54 acres of agricultural lands owned by Avery E. Young located on the northerly side of Main Road, Aquebogue, New York, at \$33,000 per acre, further described as Suffolk County Tax Map #0600-67-3- p/o 17, pursuant to §247 of the New York State General Municipal Law and Chapter 44 of the Riverhead Town Code.

Dated: Riverhead, New York
August 5, 2003

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

August 5, 2003

Adopted

TOWN OF RIVERHEAD

Resolution #860

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER THE PURCHASE OF A PARCEL LOCATED IN THE TOWN OF RIVERHEAD (PROPORTED OWNERS: MARYANNE CANNILLA, ANTHONY SAGLIOCCA, COSIMO SAGLIOCCA AND MARCO SAGLIOCCA - CONTRACT VENDEES: THE RIVER CLUB I, LLC f/k/a PECONIC RIVER RESORT & MARINA LLC)

COUNCILMAN DENSIESKI offered the following resolution, was seconded by COUNCILMAN LULL :

WHEREAS, pursuant to the provisions of §247 of the New York State General Municipal Law, fee simple owners may elect to sell their property in fee simple for preservation of open space for public purposes to a municipality and the Town of Riverhead may elect to purchase their property in fee simple for preservation of open space for public purposes; and

WHEREAS, the purported owners of the property being: Contract Vendors: Maryanne Cannilla, Anthony Sagliocca, Cosimo Sagliocca, Marco Sagliocca – Contract Vendees: The River Club I, LLC f/k/a Peconic River Resort & Marina LLC have expressed a desire to sell their property in fee simple for preservation of open space for public purposes to the Town of Riverhead; and

WHEREAS, the property is located along the northerly and southerly sides of Riverside Drive, Riverhead, New York. Said property is in the Residence "C" Zoning District of Code of the Town of Riverhead; and

WHEREAS, the proposed purchase price is \$ 6,500,000.00 for approximately 55.102 acres. Said proposed purchase price is supported by a Real Estate Appraisal prepared by R.J. Matuza & Associates, Inc. on December 26, 2002, and is on file in the Office of the Riverhead Town Clerk; and

WHEREAS, Said property is further described as Suffolk County Tax Map numbers 0600-130-1 lots 9 through 11; 0600-130-1 lots 18 through 51; 0600-130-3 lots 1 through 47; 0600-130-4 lots 1 through 5 & 7; 0600-131-1 lots 15 through 33; 0600-131-2- lots 1 through 30; 0600-131-2 lots 35 through 40; 0600-131-3 lots 7 through 19; 0600-131-3 lots 28 & 32 ("subject property").

THE VOTE
Sanders absent Yes ___ No ___ Blass absent Yes ___ No ___
Densieski ✓ Yes ___ No ___ Lull ✓ Yes ___ No ___
Kozakiewicz ✓ Yes ___ No ___
THE RESOLUTION WAS ✓ WAS NOT ___
THEREUPON FULLY ADOPTED

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 Town of Riverhead's fee simple purchase of subject property for preservation of open space for public purposes. The purported owners of the subject property being: Contract Vendors: Maryanne Cannilla, Anthony Sagliocca, Cosimo Sagliocca, Marco Sagliocca – Contract Vendees: The River Club I, LLC f/k/a Peconic River Resort & Marina LLC. The subject property is known as Suffolk County Tax Map numbers 0600-130-1 lots 9 through 11; 0600-130-1 lots 18 through 51; 0600-130-3 lots 1 through 47; 0600-130-4 lots 1 through 5 & 7; 0600-131-1 lots 15 through 33; 0600-131-2- lots 1 through 30; 0600-131-2 lots 35 through 40; 0600-131-3 lots 7 through 19; 0600-131-3 lots 28 & 32.

The Town Clerk shall publish the attached public notice once in August 14, 2003 issue of the Traveler Watchman the official newspaper of the Town of Riverhead for this purpose, and also to cause a copy of the Town of Riverhead's proposed purchase of fee simple property for preservation of open space for public purposes to be posted on the sign board of the Town located in the Office of the Riverhead Town Clerk; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to Peter S. Danowski, Jr. PO Box 779, Riverhead, NY 11901, Lawrence Feldman, Esq., Farrell Fritz, PC; 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.

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on the 3rd day of September, 2003 at 7:10 o'clock p.m., in the Town Board Room located in the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider the Town of Riverhead's fee simple purchase of property located on the northerly and southerly side of Riverside Drive, Riverhead, New York, located in Code of the Town of Riverhead Residence "C" Zoning District, for preservation of open space for public purposes.

The purported owners being: Maryanne Cannilla, Anthony Sagliocca, Cosimo Sagliocca, Marco Sagliocca – Contract Vendees: The River Club I, LLC f/k/a Peconic River Resort & Marina LLC, for \$6,500,000.00,

The property is further described as Suffolk County Tax Map numbers 0600-130-1 lots 9 through 11; 0600-130-1 lots 18 through 51; 0600-130-3 lots 1 through 47; 0600-130-4 lots 1 through 5 & 7; 0600-131-1 lots 15 through 33; 0600-131-2- lots 1 through 30; 0600-131-2 lots 35 through 40; 0600-131-3 lots 7 through 19; 0600-131-3 lots 28 & 32.

The Town of Riverhead's fee simple purchase will be pursuant to §247 of the New York State General Municipal Law and Chapter 14 of the Riverhead Town Code.

Dated: Riverhead, New York
August 5, 2003

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/5/03

1588
Adopted

TOWN OF RIVERHEAD

Resolution # 861

**AUTHORIZES TOWN CLERK TO POST AND PUBLISH PUBLIC NOTICE FOR
PUBLIC HEARING REGARDING A LOCAL LAW TO AMEND CHAPTER 58
("DOGS") OF THE RIVERHEAD TOWN CODE AND RESCINDS RESOLUTION 784
OF 2003**

COUNCILMAN LULL 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 local law to amend Chapter 58 entitled, "Dogs" of the Riverhead Town Code once in the August 14, 2003 issue of 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 Councilman James Lull, the Animal Control Officer and the Town Attorney.

THE VOTE

Sanders absent Yes ~~No~~ Blass absent Yes ~~No~~

Densieski Yes ~~No~~ Lull Yes ~~No~~

Kozakiewicz Yes ~~No~~

THE RESOLUTION WAS WAS NOT

THEREUPON IT WAS ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on the 19th day of August, 2003, at 7:10 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 58 entitled "Dogs" of the Riverhead Town Code as follows:

§ 58-4.1. Voluntary surrender of an identified dog.

The owner or authorized agent of the owner of a dog licensed by the Town of Riverhead may voluntarily surrender such dog to the Town of Riverhead Dog Control Officer upon the payment of a surrender fee of \$15 \$25 and the execution of a written consent in which the owner shall forfeit all title to such dog. Such dog may be offered for adoption immediately by the Dog Control Officer or euthanized at the discretion of the Dog Control Officer.

Dated: Riverhead, New York
August 5, 2003

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

BARBARA GRATTAN, Town Clerk

8/5/03

Adopted

TOWN OF RIVERHEAD

RESOLUTION CALLING PUBLIC HEARING
AQUEBOGUE GOLF RESORTS
LATERAL WATER MAIN
RIVERHEAD WATER DISTRICTRESOLUTION # 862

ADOPTED _____

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

WHEREAS, a petition has been filed by the owners of Aquebogue Golf Resorts located in Riverhead, for the installation of a lateral water main of the Riverhead Water District to serve Section 1 of their realty subdivision, and

WHEREAS, a map and plan has been proposed by H2M, consulting engineers to the Riverhead Water District, and

WHEREAS, the subdivision is comprised of six separate section located in the Northville vicinity, designated as Sections 1 through 6. Section 1 is a 44.6 acre parcel located off Sound Avenue consisting of 79 single family dwellings, wherein the proposed subdivision is already located within the existing No. 45 of the Riverhead Water District, and

WHEREAS, the map and plan is available for review and inspection at the Office of the Riverhead Town Clerk, 200 Howell Avenue, Riverhead, New York, during normal business hours, and

WHEREAS, said map and plan calls for the installation of 6,800 linear feet of six, eight and twelve inch diameter water main from Pennys Road, along the north side of Sound Avenue and through the proposed development in order to service the subdivision, and

WHEREAS, all costs associated with this lateral shall be borne by the petitioner and the petitioner will be required to pay key money in the amount of \$2,500 for each proposed dwelling unit for a total cost of \$200,000. This cost represents the infrastructure costs to the Riverhead Water District to service these additional residences, and

WHEREAS, the Town Board desires to call a public hearing to consider the aforementioned petition,

NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be and is hereby authorized to publish and post a Notice of Public Hearing to be held on the 19th day of August, 2003, at 7:20 P.M. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the petition of Aquebogue Golf Resorts to construct a lateral water main comprised of 6,800 linear feet of six, eight and twelve inch diameter water main and appurtenances, at the sole cost of the developer and at no cost to the District and the payment of key money pursuant to Chapter 105 of the Riverhead Town Code,

NOW, THEREFORE, BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish a copy of this resolution in full in the August 7, 2003, edition of the Traveller Watchman, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to H2M, Gary Pendzick, Frank Isler, Esq., and the applicant.

BY ORDER OF THE RIVERHEAD TOWN BOARD
Barbara Grattan, Town Clerk

Dated: August 5, 2003
Riverhead, NY

THE VOTE

Sanders absent Yes absent No Blass Yes absent No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

Adopted

8/5/03

TOWN OF RIVERHEAD

RESOLUTION CALLING PUBLIC HEARING
NF GOLF RESORTS
LATERAL WATER MAIN
RIVERHEAD WATER DISTRICTRESOLUTION #863
ADOPTED _____

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

WHEREAS, a petition has been filed by the owners of NF Golf Resorts located in Riverhead, for the installation of a lateral water main of the Riverhead Water District to serve Section 1 of their realty subdivision, and

WHEREAS, a map and plan has been proposed by H2M, consulting engineers to the Riverhead Water District, and

WHEREAS, the subdivision is comprised of four separate sections located in the Northville vicinity, designated as Sections 1 through 6. Section 1 is a 62.6 acre parcel located at the northwesterly corner of Reeves Avenue and Doctors Path which is to be developed into a private community consisting of fifty-six (56) single family dwellings, wherein the proposed subdivision is already located within the existing No. 19C of the Riverhead Water District, and

WHEREAS, the map and plan is available for review and inspection at the Office of the Riverhead Town Clerk, 200 Howell Avenue, Riverhead, New York, during normal business hours, and

WHEREAS, said map and plan calls for the installation of 13,000 linear feet of six and twelve inch diameter water main will be needed to be installed from Sound Avenue through the proposed development, along the south side of Reeves Avenue and the west side of Doctors Path, in order to service the subdivision, and

WHEREAS, all costs associated with this lateral shall be borne by the petitioner and the petitioner will be required to pay key money in the amount of \$2,500 for each proposed dwelling unit for a total cost of \$142,500. This cost represents the infrastructure costs to the Riverhead Water District to service these additional residences, and

WHEREAS, the Town Board desires to call a public hearing to consider the aforementioned petition,

NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be and is hereby authorized to publish and post a Notice of Public Hearing to be held on the 19th day of August, 2003, at 7:15 P.M. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the petition of NF Golf Resorts to construct a lateral water main comprised of 13,000 linear feet of six and twelve inch diameter water main and appurtenances, at the sole cost of the developer and at no cost to the District and the payment of key money pursuant to Chapter 105 of the Riverhead Town Code,

NOW, THEREFORE, BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish a copy of this resolution in full in the August 7, 2003, edition of the Traveller Watchman, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to H2M, Gary Pendzick, Frank Isler, Esq., and the applicant.

BY ORDER OF THE RIVERHEAD TOWN BOARD
Barbara Grattan, Town Clerk

Dated: August 5, 2003
Riverhead, NY

absent THE VOTE *absent*

Sanders Yes No Blass Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

THE RESOLUTION IS PASSED

8/5/03

1594
Adopted

AWARDS BID
RIVERHEAD WATER DISTRICT
GATZ ESTATES SUBDIVISION

RESOLUTION # 864

Adopted _____

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

WHEREAS, this Town Board did authorize the advertisement for bids for Gatz Estates Subdivision, and

WHEREAS, the Town Clerk was authorized to advertise for such bids, and

WHEREAS, all bids received were opened and read aloud on the date and time advertised in the notice, and

WHEREAS, by letter dated July 25, 2003, H2M, consulting engineers to the Riverhead Water District, did recommend that the bid be awarded to Grimes Contracting, Inc. in the amount of \$22,519.00,

NOW, THEREFORE, BE IT

RESOLVED, that the bid for Gatz Estates Subdivision be and is hereby awarded to Grimes Contracting, Inc. in the amount of \$22,519.00,

and be it further

RESOLVED, that the Town Clerk forward certified copies of this resolution to the above named contractor, Frank A. Isler, Esq.; H2M, Riverhead Water District, and the Accounting Department, be it further

RESOLVED, that the Town Clerk is hereby authorized to return to all the unsuccessful original bidders their respective bid security and it is further

RESOLVED, that upon completion of fully executed contracts and the filing of said contract with the Town Clerk, the Town Clerk is hereby authorized to release to the successful bidder the bidder's bid security.

THIS RESOLUTION PREPARED BY FRANK A. ISLER FOR THE RIVERHEAD WATER DISTRICT

THE VOTE			
Sanders	<u>Absent</u>	Blass	<u>Absent</u>
	Yes ___ No ___		Yes ___ No ___
Densieski	<input checked="" type="checkbox"/> Yes ___ No ___	Lull	<input checked="" type="checkbox"/> Yes ___ No ___
		Kozakiewicz	<input checked="" type="checkbox"/> Yes ___ No ___
THE RESOLUTION WAS <input checked="" type="checkbox"/> WAS NOT ___			
THEREUPON FULLY ADOPTED			

8/5/03

1595
Adopted

AUTHORIZES EMERGENCY WORK
FOR RIVERHEAD SEWER DISTRICT

RESOLUTION #865

Adopted _____

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

WHEREAS, a blockage was discovered in the Route 58 gravity pipe in the vicinity of the construction of Peconic Bay Motors, and

WHEREAS, upon a video camera investigation, it was determined that a piece of concrete had ruptured the gravity main, and

WHEREAS, the main at that location is buried at a depth of approximately 14 feet and must be repaired immediately,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead as governing body of the Riverhead Sewer District hereby determines an emergency exists which precludes public bidding and therefore authorizes All County Paving to repair the main on a time and material basis for a fee not to exceed \$25,000, and be it further

RESOLVED, that the Town Clerk shall forward certified copies of this resolution to the Accounting Department, H2M, Frank A. Isler, Esq., All County Paving, Inc.

THE VOTE
Sanders absent Yes absent No Blass Yes absent No
Densieski ✓ Yes No Lull ✓ Yes No
Kozakiewicz ✓ Yes No
THE RESOLUTION WAS ✓ WAS NOT
THEREUPON FULLY ADOPTED

8/5/03

TOWN OF RIVERHEAD

1596

Adopted

Resolution # 866

APPOINTS INTERPRETATION CONSULTANT FOR POLICE DEPARTMENT AND JUSTICE COURT

COUNCILMAN DENSIESKI offered the following resolution, was seconded by

COUNCILMAN LULL :

WHEREAS, The Town, in connection with its municipal operations, requires services consisting of the following: Language Translation; and

WHEREAS, Roxana Cruz, Contractor, is willing to provide the following services to the Town:

Description of Services:	Language Translation – Spanish
Date(s) and Hours of Service:	On – call, Flexible

NOT THEREFORE BE IT HEREBY RESOLVED, that the Supervisor is hereby authorized to execute the Agreement in connection with interpreter services of the aforementioned individual; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Police Chief David Hegermiller; Justice Richard Ehlers; Justice Allen Smith; the Office of Accounting and the Town Attorney's Office.

THE VOTE

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

THE RESOLUTION WAS NOT ADOPTED

AGREEMENT

BETWEEN THE TOWN OF RIVERHEAD, a municipal corporation with offices at 200 Howell Avenue, Riverhead, New York, hereinafter referred to as "TOWN" and **Roxana Cruz, residing at 1220 Youngs Ave. Apt # 1, Southold, NY 11971**, hereinafter referred to as "CONTRACTOR".

WITNESSETH

WHEREAS, the Town, in connection with its municipal operations, requires services consisting of the following: Language Translation; and

WHEREAS, the contractor is willing to provide the following services to the Town:

Description of services:	Language Translation- Spanish
Dates(s) and Hours of Services:	On-call, Flexible

IT IS HEREBY AGREED, by the Town and Contractor as follows:

1. That Contractor shall provide and fully perform to the Town's satisfaction and aforementioned services to the Town on the date(s) and time(s) stated above.
2. In return for Contractor's services, the Town shall pay Contractor as follows: The sum of Fifty (\$50.) Dollars for the (1st) hour of service and Thirty-Five (\$35.) Dollars for each hour, or part thereof, thereafter. That sum shall be payable after the Contractor performs the services described for the Town and after Contractor has filed with the Town of Riverhead, vouchers and any other documents reasonably required for payment.

Dated: Riverhead, New York
July 28, 2003

TOWN OF RIVERHEAD

By: _____
ROBERT F. KOZAKIEWKICZ
Town Supervisor

CONTRACTOR

By: Roxana L Cruz
CONTRACTOR'S NAME HERE

August 5, 2003

Adopted

TOWN OF RIVERHEAD

Resolution # 867

**APPROVES AMENDMENT OF MASTER PLAN AGREEMENT AND
AUTHORIZES THE SUPERVISOR TO EXECUTE LETTER AGREEMENT**

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

WHEREAS, the Town Board, by resolution number 469 of 1998, authorized an agreement between Phillips Preiss Shapiro Associates, Inc. ("PPSA") formerly known as APPS to provide consulting services regarding the preparation of the Town of Riverhead Comprehensive Land Use Plan; and

WHEREAS, by letter dated June 30, 2003 from Joseph Ferruci, AICP, of PPSA has requested that the contractual arrangement be amended to allow for direct payment to David J. S. Emilita, AICP in a sum not greater than \$44,000 for services performed in connection with the preparation of the Generic Environmental Impact Statement (GEIS).

NOW THEREFORE BE IT HEREBY RESOLVED, that the Town Board of the Town of Riverhead hereby approves this amendment to the agreement with PPSA as set forth in the letter dated June 30, 2003 from Joseph Ferruci, AICP, and authorizes the Town Supervisor to execute same with his signature; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to PPSA, David J. S. Emilita, AICP, Town Attorney Dawn C. Thomas, Office of the Supervisor and the Office of Accounting.

THE VOTE

<i>Absent</i>		<i>Absent</i>
Sanders <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Blass <input type="checkbox"/> Yes <input checked="" 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 Declared Adopted

Super/lmd

7/31/03

Adopted

Town of Riverhead

Resolution # 868

Dedication of Recreation Area

Councilman Densieski offered the following resolution,

which was seconded by Councilman Lull :

WHEREAS, within the Millbrook Gables community there exists a community park area that has been improved by the Town of Riverhead with facilities for use by the neighborhood residents(0600-105-2-79 and 0600-105-2-80); and

WHEREAS, by deed dated December 12, 2000, the Town of Riverhead received title to a contiguous parcel (0600-105-2-81) from Suffolk County; and

WHEREAS, on November 19, 2002 the Town of Riverhead adopted Resolution #1171 authorizing the filing of covenants to limit the utilization of said parcel to "open space in a passive state" in order to transfer the development right equal to one residential unit to a nearby parcel; and

WHEREAS, this parcel is both contiguous to the existing recreational area serving the community and sterilized from future development.

THEREFORE, BE IT FURTHER RESOLVED, that the Town Board hereby declares the subject parcel to be formally declared "open space in a passive state" for recreational purposes to be incorporated by the Town Board, with assistance from the Recreation Advisory Committee, as an expansion of the present park area with picnic facilities and/or other passive recreational improvements.

THEREFORE, BE IT FURTHER RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Town Attorney Dawn Thomas, Riverhead Recreation Committee Chairpersons, Long Island Housing Partnership, Planning Board, Recreation Department, Town Engineer Ken Testa and Community Development Director Andrea Lohneiss.

	THE VOTE		
Sanders	<u>absent</u>		<u>absent</u>
	Yes	No	Blass
Densieski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Lull
			Yes
			No
			Kozakiewicz
			Yes
			No
			THE RESOLUTION WAS NOT

August 5, 2003

Adopted

TOWN OF RIVERHEAD

Resolution # 869

AMENDS RESOLUTION #803

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

WHEREAS, Resolution #803 appoints Barbara D. Taylor, Deborah L. Doscinski and Patricia A. Dorfer to the position of Detention Attendant, Group 12 of the Clerical and Supervisory salary structure, as set forth in the current labor contract between the CSEA and the Town of Riverhead; and,

WHEREAS, Resolution #803 should be amended to indicate an hourly rate of pay as set forth in the Town Board resolution that sets salaries of employees.

NOW, THEREFORE, BE IT RESOLVED, that this resolution amends resolution #803 and that effective July 16, 2003, Barbara D. Taylor, Deborah L. Doscinski and Patricia A. Dorfer are appointed to the position of Detention Attendant at an hourly rate of pay as set forth in the current Town Board resolution that sets salaries of Detention Attendants.

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Barbara D. Taylor, Deborah L. Doscinski, Patricia A. Dorfer, the Chief of Police and the Office of Accounting.

THE VOTE

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

THE RESOLUTION WAS WAS NOT
 THEREFORE ADOPTED

TOWN OF RIVERHEAD

Resolution # 870

Adopted

AMENDS RESOLUTION NO. 704:

COUNCILMAN DENSIESKI

offered the following resolution,

which was seconded by

COUNCILMAN LULL

WHEREAS, Resolution #704 adopted on June 17, 2003, authorized the attendance of two Police Officers to attend the State of New York Juvenile Officers Association's 27th Annual Training Conference in Ithaca, New York, from August 24 through August 29, 2003; and,

WHEREAS, Resolution #704 authorized reimbursements not to exceed \$1,350.00 but did not include the cost of the Seminar registration fee; and,

WHEREAS, it has been determined that the registration fee will not exceed \$320.00.

NOW, THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes the attendance of two police officers at the aforementioned training seminar; and,

BE IT FURTHER RESOLVED, that the Town Board hereby authorizes reimbursement of expenses, not to exceed \$1,670.00, upon proper submission of receipts; and,

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

THE VOTE

<i>Absent</i>		<u>THE VOTE</u>		<i>Absent</i>	
Sanders	<input checked="" type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Blass	<input checked="" type="checkbox"/> Yes <input checked="" 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 Declared Adopted

Adopted

8/5/03

TOWN OF RIVERHEAD

Resolution # 871

ADOPTS LOCAL LAW AMENDING CHAPTER 101 ENTITLED "VEHICLES AND TRAFFIC" OF THE RIVERHEAD TOWN CODE

COUNCILMAN LULL offered the following resolution, was seconded by COUNCILMAN DENSIESKI:

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law to amend Chapter 101 entitled, "Vehicles and Traffic" of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 17th day of June, 2003 at 2:35 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW THEREFORE BE IT RESOLVED, that a local law to amend Chapter 101 entitled, "Vehicles and Traffic", of the Riverhead Town Code be and is hereby adopted as specified in the attached notice of adoption; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached notice of adoption once in the Traveler-Watchman and to post same on the signboard at Town Hall; and be it further

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

THE VOTE

Sanders Absent ~~Yes~~ ~~No~~ Blass Absent ~~Yes~~ ~~No~~
Densieski Yes No Lull Yes No
Kozakiewicz Yes No

THE RESOLUTION WAS ADOPTED WAS NOT ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law to amend Chapter 101 entitled, "Vehicles and Traffic" of the Riverhead Town Code at its regular meeting held on August 5, 2003.

A copy of the entire text of the adopted 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
August 5, 2003

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

BARBARA GRATTAN, Town Clerk

§ 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 ~~chauffer~~ 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 (Hulse 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.

r. 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 answer and/or appear on or before the designated return date. Persons failing to appear on or before the 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.

AUGUST 5, 2003

1608
Adopted

TOWN OF RIVERHEAD

ACCEPTS RESIGNATION OF TRISHA GREEN

RESOLUTION # 872

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

WHEREAS, the Riverhead Deputy Receiver of Taxes, Trisha Green, submitted her resignation effective August 12, 2003; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby accepts the resignation of Trisha Green as the Riverhead Deputy Receiver of Taxes effective August 12, 2003; and

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

	THE VOTE	
<i>Absent</i>		<i>Absent</i>
Sanders <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Blass <input type="checkbox"/> Yes <input checked="" 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

Withdrawn

AUGUST 5, 2003

TOWN OF RIVERHEAD

RATIFIES APPOINTMENT OF DEPUTY TAX RECEIVER

RESOLUTION # 873

COUNCILMAN LULL offered the following Resolution

which was seconded by COUNCILMAN DENSIESKI.

WHEREAS, the Tax Receiver has received the resignation of the Deputy Tax Receiver effective August 12, 2003; and

WHEREAS, the Tax Receiver, Maryann Wowak Heilbrunn, has appointed a new Deputy Tax Receiver due to this resignation;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board ratifies the appointment of Laurie A. Zaneski to the Civil Service exempt position of Deputy Tax Receiver recognizing that Zaneski serves at the pleasure of the Receiver of Taxes effective August 13, 2003 at an annual salary of \$32,500.

BE IT FURTHER RESOLVED, that the terms and conditions of employment for the Deputy Tax Receiver will be equal to the provisions found in the following Articles and Sections of the CSEA C.B.A. 2001-2003

<u>Article Title</u>	<u>Include/Exclude</u>
III Hours of Work	Exclude Section 2
IV Vacations	---
V Sick Leave	Amend Section 2a to remove conditions
VIII Grievance Procedure	---
IX Pension & Longevity	---
X Health Insurance	Amend Section 1a to 100%.
XII General Provisions	Include Sections 1,2,7,8,9,12 & 13 only
XVI Dress Code	---
XVII Drug & Alcohol Testing	---

BE IT FURTHER, RESOLVED that the Town Clerk be and is hereby authorized to forward a certified copy of this Resolution to Laurie A. Zaneski, the Tax Receiver, Maryann Wowak Heilbrunn, and the Office of Accounting.

THE VOTE

Sanders ^{absent} Yes No Blass ^{absent} Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

Withdrawn

AUGUST 5, 2003

TOWN OF RIVERHEAD

Resolution # 874

**APPOINTS MAINTENANCE MECHANIC II
IN THE WATER DEPARTMENT**
COUNCILMAN LULL

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

WHEREAS, a vacancy now exists in the Water Department, and

WHEREAS, this position was duly posted, posting #16, advertised and interviews have been conducted, and

WHEREAS, the recommendation of the Personnel Committee and the Department Head has been received.

NOW, THEREFORE, BE IT RESOLVED, that effective August 18, 2003 David Demarest is appointed to the position of Maintenance Mechanic II as found on Group 7, Step P of the Operational and Technical Salary Schedule of the CSEA Contract, and

BE IT FURTHER, RESOLVED, that as a condition of employment in this title the employee must possess a clean, valid, NYS Commercial Drivers License within six months of the date of appointment.

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

THE VOTE

<i>Absent</i>		<i>Absent</i>
Sanders <input type="checkbox"/> Yes <input type="checkbox"/> No		Blass <input 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		

AUGUST 5, 2003

Adopted

TOWN OF RIVERHEAD

AMENDS AND ADJUSTS MILITARY LEAVE OF ABSENCE

RESOLUTION # 875

COUNCILMAN LULL offered the following Resolutions which was seconded by COUNCILMAN DENSIESKI.

WHEREAS, TBR # 1089 of 2002 approved a military leave of absence for Water District employee Frederick Ligon through Oct. 31, 2003; and

WHEREAS, Mr. Ligon has received additional orders that will necessitate additional leave of absence time; and

WHEREAS, NYS Law permits up to twenty two days per year of paid leave for military purposes, and

NOW, THEREFORE, BE IT RESOLVED, that TBR #1089 of 2002 be amended to reduce Fredrick Ligon's unpaid military leave of absence to August 2, 2003 instead of October 31, 2003, and

BE IT FURTHER, RESOLVED, that Mr. Frederick Ligon's request for another unpaid military leave of absence commencing a September 4, 2003 through January 25, 2004 is hereby approved.

BE IT FURTHER, RESOLVED, to forward a copy of this resolution to Frederick Ligon and the Accounting Office.

THE VOTE

Absent
Sanders Yes No

Absent
Blass Yes No

Densieski Yes No

Lull Yes No

Kozakiewicz Yes No

AUGUST 5, 2003

TOWN OF RIVERHEAD

Adopted

Resolution # 876APPOINTS MAINTENANCE MECHANIC II
IN THE WATER DEPARTMENT

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

WHEREAS, a vacancy now exists in the Water Department, and

WHEREAS, this position was duly posted, posting #16, advertised and interviews have been conducted, and

WHEREAS, the recommendation of the Personnel Committee and the Department Head has been received.

NOW, THEREFORE, BE IT RESOLVED, that effective August 25, 2003 Michael Maffia is appointed to the position of Maintenance Mechanic II as found on Group 7, Step P of the Operational and Technical Salary Schedule of the CSEA Contract, and

BE IT FURTHER, RESOLVED, that as a condition of employment in this title the employee must possess a clean, valid, NYS Commercial Drivers License within six months of the date of appointment.

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

THE VOTE

<i>Absent</i>		<i>Absent</i>
Sanders <input type="checkbox"/> Yes <input type="checkbox"/> No		Blass <input 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		

Adopted

8/5/03

TOWN OF RIVERHEAD

Resolution # 877

APPOINTS A CHAPERONE
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN LULL offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

RESOLVED, that Frank Villanell is hereby appointed to serve as a Chaperone effective August 5, 2003 to and including December 31, 2003, 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	Blass	Yes	No
Densieski	Yes	No	Lull	Yes	No
			Kozakiewicz	Yes	No

THE RESOLUTION WAS ~~NOT~~ ADOPTED

¹ Rec. Doris/ Res Chaperone Frank Villanell 2003

8/5/03

TOWN OF RIVERHEAD

Adopted

Resolution # 878

APPOINTS A RECREATION SPECIALIST
TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by COUNCILMAN LULL

RESOLVED, that Donna Seymore is hereby appointed to serve as a Recreation Specialist with the working title of a Soccer Instructor, effective August 6, 2003, to and including December 31, 2003, 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.

1

THE VOTE			
Sanders	<u>absent</u>	Blass	<u>absent</u>
	Yes ___ No ___		Yes ___ No ___
Densieski	<input checked="" type="checkbox"/> Yes ___ No ___	Lull	<input checked="" type="checkbox"/> Yes ___ No ___
		Kozakiewicz	<input checked="" type="checkbox"/> Yes ___ No ___
			<input checked="" type="checkbox"/> MARK NOT

¹ Resolution Rec Specialist Donna Seymore

AUGUST 5, 2003

TOWN OF RIVERHEAD

Adopted

Resolution # 879

RATIFIES S.O.A. AGREEMENT M.O.U.

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

WHEREAS, the Riverhead Superior Officers Association has ratified a memorandum of understanding with reference to random drug & alcohol testing becoming part of the Collective Bargaining Agreement, and

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby ratifies the Random Drug & Alcohol Testing Memorandum of Understanding and authorizes the Town Supervisor to execute this agreement

BE IT FURTHER, RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Riverhead Superior Officers Association and John J. Hansen, Financial Administrator.

THE VOTE

<i>Absent</i>			<i>Absent</i>
Sanders <input type="checkbox"/> Yes <input type="checkbox"/> No		Blass <input 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	

TOWN OF RIVERHEAD

Adopted

Resolution # 880

AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR PAINT

COUNCILMAN DENSIESKI offered the following resolution,

COUNCILMAN LULL -which was seconded by

WHEREAS,; the Town Clerk is authorized to publish and post a notice to bidders for PAINT and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the August 14th, 2003 issue of the Traveler Watchman and;

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

THE VOTE

Absent
Sanders Yes No

Absent
Blass Yes No

Densieski Yes No

Lull Yes No

Kozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of PAINT for use by the TOWN OF RIVERHEAD will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until 11:00 AM on August 28th, 2003.

Bid packets, including Specifications, may be obtained at the Town Clerk's office at Town Hall Monday through Friday between the hours of 8:30 a.m. and 4:30 p.m.

All bids must be submitted on the bid form provided. Any and all exceptions to the Specifications must be listed on a separate sheet of paper, bearing the designation "EXCEPTIONS TO THE SPECIFICATIONS" and be attached to the bid form.

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

All bids are to be submitted to the Town Clerk's Office in a sealed envelope bearing the designation BID FOR PAINT.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

August 5, 2003

1618
Adopted

TOWN OF RIVERHEAD

Resolution # 881

DOCTORS PATH ROAD IMPROVEMENT
(From Northville Tpk. to Sound Ave.)

CAPITAL PROJECT

BUDGET ADOPTION

COUNCILMAN LULL offered the following resolution ,

which was seconded by COUNCILMAN DENSIESKI

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

406.095731.494200.45063	SERIAL BOND PROCEEDS	FROM:	
		\$150,000.	
406.051100.541301.45063	ROAD PAVING EXPENSE		TO:
			\$150,000.

Absent **THE VOTE** *Absent*

SANDERS Yes No BLASS Yes No

DENSIESKI Yes No LULL Yes No

KOZAKIEWICZ Yes No

August 5, 2003

1619
Adopted

TOWN OF RIVERHEAD

Resolution # 882

ROANOKE AVE. ROAD IMPROVEMENT
(From Nadel Ct. to Sound Ave.)

CAPITAL PROJECT

BUDGET ADOPTION

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

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

406.095731.494200.45062	SERIAL BOND PROCEEDS	FROM: \$190,000.	
406.051100.541301.45062	ROAD PAVING EXPENSE		TO: \$190,000.

THE VOTE

<i>Absent</i>		<i>Absent</i>
SANDERS <input checked="" type="checkbox"/> Yes <input checked="" type="checkbox"/> No		BLASS <input checked="" type="checkbox"/> Yes <input checked="" 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

Adopted

August 5, 2003

TOWN OF RIVERHEAD

Resolution # 883

REEVES PARK ROAD IMPROVEMENT

CAPITAL PROJECT

BUDGET ADOPTION

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

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

406.095731.494200.45060	SERIAL BOND PROCEEDS	FROM: \$150,000.	
406.051100.541301.45060	ROAD PAVING EXPENSE		TO: \$150,000.

THE VOTE

SANDERS ^{Absent} Yes No BLASS ^{Absent} Yes No

DENSIESKI Yes No LULL Yes No

KOZAKIEWICZ Yes No

August 5, 2003

Adopted

TOWN OF RIVERHEAD

Resolution # 884

CORWIN STREET ROAD IMPROVEMENT

CAPITAL PROJECT

BUDGET ADOPTION

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

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

406.095731.494200.45061	SERIAL BOND PROCEEDS	FROM: \$23,000.	
406.051100.541301.45061	ROAD PAVING EXPENSE		TO: \$23,000.

THE VOTE

SANDERS ^{Absent} Yes No BLASS ^{Absent} Yes No

DENSIESKI Yes No LULL Yes No

KOZAKIEWICZ Yes No

AUGUST 5, 2003

TOWN OF RIVERHEAD

Adopted

CALVERTON SEWER DISTRICT

BUDGET ADJUSTMENT

RESOLUTION # 885

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

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

124.081300.543975	SECURITY SERVICES	FROM:	\$25,000.
124.081300.543900	MISC. CONSULTANTS	TO:	\$25,000.

THE VOTE

Sanders <i>Absent</i> <input checked="" type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Blass <i>Absent</i> <input checked="" type="checkbox"/> Yes <input checked="" 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	

AUGUST 5, 2003

1623

Adopted

TOWN OF RIVERHEAD

RIVERHEAD SEWER DISTRICT

BUDGET ADJUSTMENT

RESOLUTION # 886

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

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

*14.000000.390599	APPROPRIATED FUND BALANCE	FROM:	\$45,000.
114.081300.541103	PUMP STATION MAINTENANCE	TO:	\$45,000.

THE VOTE

Sanders <i>Absent</i> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Blass <i>Absent</i> <input type="checkbox"/> Yes <input checked="" 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	

AUGUST 5, 2003

1624

Adopted

TOWN OF RIVERHEAD

PHASE III CAPITAL PROJECT
ACQUISITION CAPITAL PROJECT

BUDGET ADJUSTMENT

RESOLUTION # 887

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

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

06.071100.492510.40186 TEA 21 STATE AID **FROM:**
\$1,000,000.

406.071100.523018.40186 BULKHEADING CONSTRUCTION EXP. **TO:**
\$1,000,000.

THE VOTE

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

August 5, 2003

1625
Adopted

TOWN OF RIVERHEAD

Resolution # 888

RIVERHEAD BAY MOTORS WATER EXT. #74

BUDGET ADJUSTMENT

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

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

06.092705.421050.60076	DEVELOPER FEES	FROM:	\$25,500.
406.083200.523002.60076	CONSTRUCTION	TO:	\$20,000
406.083200.543501.60076	ENGINEERING EXPENSE		3500.
406.083200.547900.60076	CONTINGENCY		2000.

THE VOTE

Sanders ^{Absent} Yes No Blass ^{Absent} Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

August 5, 2003

1626
Adopted

TOWN OF RIVERHEAD
IRMA MURPHY OPEN SPACE
ACQUISITION CAPITAL PROJECT
BUDGET ADJUSTMENT
RESOLUTION # 889

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

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

406.019400.494200.42021	SERIAL BOND PROCEEDS	FROM: \$15,000
406.019400.523021	DEMO EXPENSE	TO: \$15000.

THE VOTE

Sanders ^{Absent} <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Blass ^{Absent} <input type="checkbox"/> Yes <input checked="" 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	

August 5, 2003

Adopted⁶²⁷

TOWN OF RIVERHEAD

HIGHWAY FUND
BUDGET ADJUSTMENT

RESOLUTION # 890

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

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

	FROM:	TO:
111.000000.390599 APPROPRIATED FUND BALANCE	\$20,000.	
111.051400.541306 DRAINAGE EXPENSE		\$20,000.

THE VOTE

Sanders ^{absent} Yes No Blass ^{absent} Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

AUGUST 5, 2003

Adopted 1628

TOWN OF RIVERHEAD

PUBLIC PARKING DISTRICT
BUDGET ADJUSTMENT

RESOLUTION # 891

COUNCILMAN LULL offered the following resolution ,

which was seconded by COUNCILMAN DENSIESKI

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

	FROM:
117.000000.390599 APPROPRIATED FUND BALANCE	\$50,000.

	TO:
117.056500.540000 CONTRACTUAL EXPENSE	\$50,000.

THE VOTE

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

AUGUST 5, 2003

1629
Adopted

TOWN OF RIVERHEAD

Resolution # 892

HARTMAN FARMLAND PRESERVATION

CAPITAL PROJECT

BUDGET ADJUSTMENT

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

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

406.019400.492000.42016

STATE AID

FROM:
\$1,250,000.

406.019400.494200.42016 SERIAL BOND PROCEEDS

TO:
\$1,250,000.

THE VOTE

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

TOWN OF RIVERHEAD

GENERAL FUND

BUDGET ADJUSTMENT

RESOLUTION # 893

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

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

	<u>FROM:</u>	<u>TO:</u>
001.000000.390599 APPROPRIATED FUND BALANCE	\$17,000.	
001.016250.541305 B&G, PARKING LOT REPAIRS		\$17,000.
001.079890.541000 TEEN CENTER REPAIRS	\$300.	
001.079890.542000 TEEN CENTER, SUPPLIES		\$300.
001.031200.541427 POLICE, BIKE REPAIR	\$200.	
001.031200.524410 POLICE, BIKE EQUIPMENT		\$200.
001.000000.390599 APPROPRIATED FUND BALANCE	20,000.	
001.014400.543500 ENGINEERING CONSULTANTS		20,000.
001.080250.547600 SEED CLAM PROGRAM, SEED CLAMS	500.	
001.080250.540000 SEED CLAM PROGRAM, CONTRACTUAL EXPENSES		500.

THE VOTE

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

AUGUST 5, 2003

1631

Adopted

TOWN OF RIVERHEAD

POLICE ATHLETIC LEAGUE

BUDGET ADJUSTMENT

RESOLUTION # 894

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

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

004.092705.471202	Football Donations	FROM:	
004.092705.390599	Appropriated Fund Balance	\$1,100.	
		\$2,900.	
			TO:
004.031200.542400	Football Uniforms		\$4,000.

THE VOTE

absent
 Sanders Yes No

 absent
 Blass Yes No
 Densieski Yes No

 Lull Yes No
 Kozakiewicz Yes No

Adopted

TOWN OF RIVERHEAD

2003 RECREATION CAPITAL IMPROVEMENT PROJECT
BUDGET ADJUSTMENT

RESOLUTION # 895

COUNCILMAN LULL 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 bud
adjustment:

406.095031.481000.70052 TRANSFER FROM PARK & REC FROM:
\$6175.

406.071100.524407.70052 SIGNAGE TO:
406.070200.524201.70052 REC. ADMINISTRATION FILE SERVER \$1875.
4300.

THE VOTE

Absent
Ssnders Yes No
Absent
Blass Yes No
Densieski Yes No
Lull Yes No
Kozakiewicz Yes No

TOWN OF RIVERHEAD
RIVERHEAD AMBULANCE DISTRICT

BUDGET ADJUSTMENT

RESOLUTION # 896

Tabled

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

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

120.000000.390599	APPROPRIATED FUND BALANCE	FROM:	
		\$37,850	
120.045400.541401	RADIO REPAIR	TO:	
120.045400.524401	RADIO EXPENSE	\$ 6,000	
120.045400.543925	RVAC, Inc.	6,850	
		25,000	

THE VOTE

Sanders ^{absent} Yes No Blass ^{absent} Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

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

ALL MEMBERS IN FAVOR OF TABLING THE RESOLUTION.

Withdrawn 1634

08/05/03

TOWN OF RIVERHEAD

Resolution # 897

REFERS PROPOSED TOWN CODE CHAPTER 108 AMENDMENT
TO THE RIVERHEAD PLANNING BOARD

COUNCILMAN LULL offered the following resolution which was
seconded by COUNCILMAN DENSIESKI:

WHEREAS, the Riverhead Town Board, on its own motion, is considering amendments to Chapter § 108-42 (B)(2) and 108-45(B)(3) which would change the word "motel" to "hotel" in the specially permitted use sections of both the Business D and Industrial A zoning use districts respectively, and

WHEREAS, the Town Board conducted a public hearing on the proposed zoning code revisions on June 17, 2003 and

WHEREAS, the Town Board wishes to have the Riverhead Planning Board review the proposed zoning code changes and to issue a recommendation pertaining to the proposed amendments.

NOW, THEREFORE BE IT

RESOLVED, that the Town Clerk be directed to refer the special permit petition to the Riverhead Planning Board for its report and recommendation; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward copies of this resolution the Planning Department, Town Attorney and the Planning Board.

COUNCILMAN DENSIESKI OFFERED THE RESOLUTION TO BE WITHDRAWN, WHICH WAS SECONDED BY COUNCILMAN LULL.

THE VOTE			
Sanders	<u>absent</u>	Blass	<u>absent</u>
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 NOT

Withdrawn

August 5, 2003

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 898

AUTHORIZES THE TOWN CLERK TO POST AND PUBLISH NOTICE TO BIDDERS FOR RENOVATIONS AND IMPROVEMENTS TO THE CALVERTON SITE RECREATION CENTER

COUNCILMAN DENSIESKI offered the following resolution which was

seconded by COUNCILMAN LULL

RESOLVED, that the Town Board of the Town of Riverhead be and does hereby authorize the Town Clerk to post and publish the attached Notice to Bidders in the August 14, 2003 issue of the official Town newspaper; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Kenneth Testa, P.E., Martin Sendlewski, AIA, 215 Roanoke Avenue, Riverhead, NY 11901, and the Office of Accounting.

THE VOTE

Sanders ~~Yes~~ ~~No~~ ~~Blass~~ ~~Yes~~ ~~No~~ *absent*

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed proposals for the Renovations and Improvements to the Calverton Site Recreation Center will be received by the Town of Riverhead at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, until 11:05 am on August 28, 2003 at which time they will be publicly opened and read aloud.

Plans and specifications may be examined and obtained on or about August at the Office of the Town Clerk between the hours of 8:30 am and 4:30 pm weekdays, except holidays.

The work shall be bid and awarded as four (4) prime contracts as follows:

General Construction, Mechanical, Plumbing and Electrical

A fee of \$100 will be required for each copy of the contract documents.

A bid surety equal to Five Percent (5%) of the amount of each bid submitted is required to be submitted via Bid Bond, AIA Document A310 or via certified check as part of the bid.

A performance bond and labor a material payment bond will be required for this project in the amount of One Hundred Percent (100%) of the contract amount.

There will be a pre-bid conference for all bidders at the project site at 2:00 pm on August 21, 2003.

THE VOTE

Sanders ___ Yes ___ No Blass ___ Yes ___ No
Densieski ___ Yes ___ No Lull ___ Yes ___ No

Kozakiewicz ___ Yes ___ No

THE RESOLUTION WAS ___ WAS NOT ___

THEREUPON FULLY ADOPTED

Adopted

August 5, 2003

RESOLUTION # 899

AUTHORIZES TOWN SUPERVISOR TO EXECUTE CHANGE ORDER
FOR
STANDBY POWER GENERATOR AT POLICE DEPARTMENT

COUNCILMAN LULL offered the following resolution which was
seconded by COUNCILMAN DENSIESKI.

WHEREAS, on January 22, 2003 the Riverhead Town Board adopted Resolution No. 108 entitled, "Awards Bid for Standby Power Generator at Police Department"; and

WHEREAS, the bid was awarded to Hinck Electrical Contractor, Inc. in the amount of Seventy Nine Thousand Nine Hundred Ninety & 00/100 (\$79,990.00); and

WHEREAS, the Town Engineer has recommended that additional fence work is required to replace old dilapidated fencing, install new 6' high fence and install an additional gate in the amount of Six Thousand Two Hundred Forty Dollars & 00/100 (\$6,240.00).

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor be and is hereby authorized to execute a change order in the amount of \$6,240.00; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Hinck Electrical Contractor, Inc., 160 Irish Lane, Islip Terrace, New York 11752, Kenneth Testa, P.E. and the Office of Accounting.

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

THE RESOLUTION WAS WAS NOT
THEREFORE, IT IS ADOPTED

Adopted

August 5, 2003

RESOLUTION # _____ 900

TOWN OF RIVERHEAD
AUTHORIZES TOWN SUPERVISOR TO EXECUTE CHANGE ORDER FOR
PECONIC RIVER ACCESS ROAD IMPROVEMENT PROJECT

COUNCILMAN DENSIESKI offered the following resolution which was

seconded by COUNCILMAN LULL

WHEREAS, KJB Industries, Inc. was authorized to proceed with the Peconic River Access Road Improvement Project utilizing the Annual Construction Contract per Town Board Resolution No. 974 in the amount of One Hundred Thirty Thousand Dollars & 00/100 (\$130,000.00); and

WHEREAS, the Town Engineer has recommended that additional work is required for the installation of telephone conduit and installation of additional conduit for light pole bases in the amount of Two Thousand Six Hundred Eighty Nine Dollars & 00/100 (\$2,689.00).

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor be and is hereby authorized to execute a change order in the amount of \$2,689.00; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to KJB Industries, Inc., 14 Center Drive, Riverhead, NY 11901, Kenneth Testa, P.E. and the Office of Accounting.

absent THE VOTE absent
Sanders ~~Yes~~ No Blass ~~Yes~~ No
Densieski Yes No Lull Yes No
Kozakiewicz Yes No
THE RESOLUTION WAS WAS NOT
THEREFORE ADOPTED

August 5, 2003

Adopted

RESOLUTION # 901

TOWN OF RIVERHEAD

RESOLUTION # _____

AUTHORIZES TOWN SUPERVISOR TO EXECUTE CHANGE ORDER No. 1 & 2
FOR LANDFILL RECLAMATION PILOT PROJECT

COUNCILMAN LULL offered the following resolution which was

seconded by COUNCILMAN DENSIESKI

WHEREAS, on October 11, 2001 the Riverhead Town Board adopted Resolution No. 1056 entitled, "Awards Bid for Landfill Reclamation Project"; and

WHEREAS, the bid was awarded to Grimes Contracting Company, Inc. in the amount of One Million Seven Hundred Sixty Three Thousand One Hundred Thirty Five Dollars & 00/100; and

WHEREAS, the Town Engineer has recommended that a deduct Change Order No. 1 be authorized for slope restoration with on-site soil and soil marketed by contractor off-site for a net decrease of (-\$15,000.00) and Change Order No. 2 be authorized for residual waste disposed off site and secondary processing for a net decrease of (- 50,628.37) as described on change order for a total net decrease of (-\$65,628.37).

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor be and is hereby authorized to execute Change Orders No. 1 & 2; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Grimes Contracting Company, Inc., P. O. Box 5004, Montauk, NY 11954, Kenneth Testa, P.E., Thomas C. Wolpert, P.E., Young & Young, 400 Ostrander Avenue, Riverhead, NY 11901 and the Office of Accounting.

Absent
THE VOTE
Absent

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

THE RESOLUTION WAS WAS NOT
 THEREUPON DULY ADOPTED

Adopted

08/05/03

TOWN OF RIVERHEAD
Resolution # 902

AUTHORIZES ATTENDANCE AT
EMPIRE STATE DEVELOPMENT ZONE CONFERENCE

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by **COUNCILMAN LULL**

WHEREAS, the New York State Economic Development will be hosting an information workshop for municipal coordinators of the Empire Development Zones Program at the Lake Placid Resort, Lake Placid, New York on September 10-12, 2003; and

WHEREAS, it is the responsibility of the Empire Zone Coordinator, Tracy Stark, to attend conferences for informational training sessions.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the attendance of the Riverhead/Suffolk County Empire Zone Coordinator to attend said information workshop; and

BE IT FURTHER, RESOLVED, that all related expenses will be fully receipted and reimbursed upon her return not to exceed \$750.00; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Tracy Stark, Empire Zone Coordinator, Lori Taggart, Suffolk County Executive's Office, Riverhead Community Development Agency and the Accounting Office.

THE VOTE

absent Sanders Yes No *absent* Blass Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

August 5th, 2003

TOWN OF RIVERHEAD
Resolution # 903

GRANTS SPECIAL PERMIT PETITION OF MARGARET KRYGIER – SINGLE
FAMILY RESIDENCE

COUNCILMAN LULL

_____ offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI.

WHEREAS, the Town Board of the Town of Riverhead is in receipt of a special permit petition from Michael Janlewicz as agent for Margaret Krygier pursuant to sections 108-48 (b) of the Riverhead Zoning Ordinance to allow the construction of a pre-fabricated single family residence upon real property located at Raynor Avenue, Riverhead; such real property more particularly described as Suffolk County Tax Map Parcel Number 0600-124-2-7, and

WHEREAS, the Riverhead Town Board by Resolution Number 1121 of 2002 did declare themselves to be the Lead Agency in the Environmental Review of the Petition, and

WHEREAS, the Town Board did refer the petition to the Riverhead Planning Board for its report and recommendation; such Planning Board recommending the granting of the petition, and

WHEREAS, a public hearing was held upon the petition by the Riverhead Town Board on March 4th, 2003, and

WHEREAS, the Riverhead Town Board has carefully considered the merits of the special permit petition, the SEQRA record created to date, the report of the Planning Department, the report of the Planning Board, the commentary made at the relevant public hearing, as well as all other relevant planning, zoning and environmental information.

NOW, THEREFORE, BE IT

RESOLVED, that in the matter of the special permit of Margaret Krygier, the Riverhead Town Board hereby determines the Action to be Unlisted Pursuant to 6NYCRR Part 617 and further determines the Action not to have a significant impact on the natural or social environment and that an Environmental Impact Statement need not be prepared, and

BE IT FURTHER

RESOLVED, that in the matter of the Special Permit of Margaret Krieger, the Riverhead Town Board hereby makes the following findings:

1. That the premises is located within the Industrial B Zoning District;
2. That the lot is held in single and separate ownership from the adjoining parcels;
3. That the adjoining parcels are developed with single family residences;
4. That the area of the lot is 8,791 feet;
5. That the area of the lot is not sufficient for the orderly development of said premises as a commercial use;
6. That application has been made and variances obtained from the Zoning Board of Appeals of the Town of Riverhead, and

BE IT FURTHER

RESOLVED, that based upon its findings, the Riverhead Town Board hereby grants the special permit of Margaret Krygier to allow the construction of a prefabricated single family dwelling upon real property designated as Suffolk County Tax Map No. 0600-124-2-7, and

BE IT FURTHER

RESOLVED, that a certified copy of this resolution be forward to the office of the Town Attorney, the Planning Department and to Michelle Janlewicz as agent for Margaret Krygier.

THE VOTE

Sanders absent ~~Yes~~ ~~No~~ ~~Blass~~ absent ~~Yes~~ ~~No~~

Densieski Yes ~~No~~ ~~Lull~~ Yes ~~No~~

Kozakiewicz Yes ~~No~~

THE RESOLUTION WAS WAS NOT ~~_____~~

THEREUPON FULLY ADOPTED

8/5/2003

TOWN OF RIVERHEAD

Resolution # 904

Dated ____

Adopted

GRANTS SPECIAL PERMIT OF KKNY, LLC (KRISPY KREME, RIVERHEAD CENTRE)

COUNCILMAN DENSIESKI offered the following resolution which wasseconded by COUNCILMAN LULL.

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from John J. Lundy on behalf of KKNYU, LLC and pursuant to section 108-34 A (12) of the Riverhead Zoning Ordinance to allow the construction of a drive through in window within an approved free standing retail store upon real property; located at Route 58, Riverhead; such real property more particularly described as Suffolk County Tax Map Parcel Number 0600-101-2-11.1, and

WHEREAS, by resolution 1235 of 2002, the Riverhead Town Board declared it self to be the Lead Agency pursuant to 6NYCRR Part 617, and

WHEREAS, the Town Board has referred this petition to the Riverhead Planning Board for its report and recommendation; such Planning Board recommending the granting of the petition subject to certain conditions, and

WHEREAS, the petition has been referred to the Suffolk County Planning Commission; such Commission rendering the matter to be one of local determination, and

WHEREAS, a public hearing was held upon the matter by the Riverhead Town Board on the 18th day of March, and

WHEREAS, the Riverhead Town Board has carefully considered the merits of the petition, the SEQRA record to date, the report of the Planning Department, the commentary made at the relevant public hearing, as well as all pertinent planning, zoning and environmental information, now

THEREFORE BE IT

RESOLVED, that in the mater of the special permit petition of KKNY, LLC the Riverhead Town Board hereby determines the Action to be Unlisted pursuant to

6NYCRR Part 617 without significant adverse impacts upon either the natural or social environment and that a Draft Environmental Impact Statement need not be prepared, and

BE IT FURTHER

RESOLVED, that in the matter of the special permit petition of KKNY, LLC the Riverhead Town Board hereby makes the following findings.

1. That the premises is located within the Industrial A and Business B Zoning use Districts;
2. That the subject property lies within both the Riverhead Water District and the Riverhead Sewer District;
3. That within the Business B Zoning Use District a restaurant is a permitted use except that a drive-in window associated with such use may be permitted by special permit of the Town Board of the Town of Riverhead.
4. That the location of the subject restaurant use has been approved by the Town Board of the Town of Riverhead through the site plan approval of the Riverhead Centre dated June 7th, 2002;
5. That a criteria for the issuance of a special permit contained within the Riverhead Zoning Ordinance requires that impacts resulting from the proposed use upon motor vehicle circulation and off-street parking must be assessed and mitigated;
6. That testimony offered by the applicant suggested that the drive-in window would be utilized by significant percentage of customers during peak business hours causing potentially adverse impacts with respect to motor vehicle circulation patterns with the approved shopping centre, and

BE IT FURTHER

RESOLVED, that based upon is findings, the Riverhead Town Board hereby grants the special permit of KKNY, LLC to allow the construction of a drive-in window within an approved retail store, subject to the following condition.

1. That no Use Permit be issued prior to the approval of a revised site plan depicting the stripping of the premises required to convenient queuing of automobiles, and

BE IT FURTHER

RESOLVED, that certified copies of this resolution be forwarded to the office of the Town Attorney, the Planning Department, the Building Department and to John J. Lundy on behalf of KKNYU, LLC as authorized agent to Riverhead Centre, LLC.

Planning/egr

THE VOTE

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

THE RESOLUTION WAS WAS NOT
 THEREUPON DULY ADOPTED

Adopted

8/5/2003

TOWN OF RIVERHEAD
Resolution # 905
Adopted August 5th, 2003

GRANTS SPECIAL PERMIT PETITION OF WILLIAM AND FRANCES SCHAEFER

COUNCILMAN LULL

_____ offered the following resolution which was

seconded by **COUNCILMAN DENSIESKI**

WHEREAS, the Planning Board of the Town of Riverhead is in receipt of a special permit petition from William and Frances Schaefer pursuant to Section 108-21 B (3) of the Riverhead Zoning Ordinance to allow the construction of a two-family dwelling upon real property located at Herricks Lane, Jamesport; such real property more particularly described as Suffolk County Tax Map Parcel Number 0600-009-02-003.6, and

WHEREAS, by resolution number 1120, the Riverhead Town Board declared themselves to be Lead Agency in the environmental review of the petition, and

WHEREAS, the petition has been referred to the Riverhead Planning Board for its report and recommendation; such Planning Board recommending the granting of the petition subject to certain conditions, and

WHEREAS, a public hearing was held upon the matter by the Riverhead Town Board on the 18th day of March 2003, and

WHEREAS, the Riverhead Town Board has carefully considered the merits of the petition and the SEQRA report record created to date, the report of the Planning Department, the commentary made by the relevant public hearing, as well as other pertinent planning, zoning and environmental information.

NOW, THEREFORE, BE IT

RESOLVED, that in the matter of the special permit petition of William and Frances Schaefer, the Riverhead Town Board hereby determines the Action to be Unlisted without a significant adverse impact upon either the natural or social environment and that a Draft Environmental Impact Statement need not be prepared, and

BE IT FURTHER

RESOLVED, that in the matter of the special permit petition of William and Frances Schaefer, the Riverhead Town Board hereby makes the following findings.

1. That the premises is located within the Agriculture A Zoning Use District;
2. That the Agriculture A Zoning Use District provides for a two-family dwelling by special permit of the Town Board;
3. That the two-family dwelling will be owner occupied and that apartment used by the applicant's parent;
4. That the specially permitted use will not impair the orderly development of other properties within the vicinity;
5. That the health, safety, comfort and order of the Town will not be adversely affected by the proposed land use;
6. That the proposed land use will be in harmony with and promote the general purposes and intent of the Town of Riverhead Zoning Ordinance; and

BE IT FURTHER

RESOLVED, that based upon its findings, the Riverhead Town Board hereby grants the special permit petition of William and Frances Schaefer subject to the following conditions to be set forth in a covenant acceptable to the Town Attorney:

1. That no petition for subdivision of the subject property shall be made until the second residential use has been terminated.
2. That the accessory apartment be exclusively occupied by the parent or parents of the applicant and that upon such apartment being vacated, the the building shall revert to a single-family dwelling; and

BE IT FURTHER

RESOLVED, that certified copies of this resolution be forwarded to the office of the Town Attorney, the Planning Department, the Building Department and to William and Frances Schaefer or their agent.

Planning/egr

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

THE RESOLUTION WAS WAS NOT

Adopted

August 5th, 2003

TOWN OF RIVERHEAD

Resolution # 906

APPROVES AMENDED SITE PLAN OF OMNIPPOINT COMMUNICATIONS, INC.

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

WHEREAS, a site plan and elevations were submitted by Ominpoint Communications Inc. to affix 12 new antennas to an existing monopole (tower) with three (3) new associated equipment cabinets and equipment transformer in an existing compound at the base, located at 4314 Middle Country Road, Calverton, New York, known and designated as Suffolk County Tax Map Number 0600-98-1-1; and

WHEREAS, the Planning Department has reviewed the site plan dated October 17th, 2002, as prepared by Thomas R. Turkel, R.A., and elevations dated October 17th, 2002, as prepared by Thomas R. Turkel, R.A, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

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

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

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 20021021 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 Ominpoint Communications Inc., the Riverhead Town Board hereby declares itself to be the Lead Agency and further determines the action to be Unlisted pursuant to 6NYCRR Part 617 without significant adverse environmental impacts to either the natural or social environment and that a Draft Environmental Impact Statement need not be prepared.

filing of this document, Lizem Associates Inc. hereby authorizes and consents to the Town of Riverhead to enter premises at 4314 Middle Country Road, Calverton, New York, to enforce said handicapped parking regulations;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
11. That all new utilities shall be constructed underground;
12. That pursuant to Section 108-133(I) of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof.
13. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;
15. That the applicant's engineer provide the Town with a post construction certification stating that the modifications outlined in the Pirod Inc. Report, dated May 15th, 2003 have been satisfactorily completed and the equipment and antennas installed on the monopole are adequately supported;
16. That no Certificate of Compliance shall be issued by the Building Department prior to the submission of a Post Construction Report by the applicant's consulting engineer stating that the modifications approved herein have been satisfactorily completed; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to C. Anthony Mulrain, Esq., Attorney at Law, Greenberg Traurig, L.L.P., 200 Park Avenue, New York, New York 10166, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

~~absent~~ **THE VOTE** ~~absent~~

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

THE RESOLUTION WAS WAS NOT
 THERE ADOPTED

RESOLVED, that the site plan and elevations submitted by Ominpoint Communications Inc., to affix 14 new antennas to an existing monopole (tower) with three (3) new associated equipment cabinets and equipment transformer in an existing compound at the base, located at 4314 Middle Country Road, Calverton, New York, site plan dated October 17th, 2002, as prepared by Thomas R. Turkel, R.A., and elevations dated October 17th, 2002, as prepared by Thomas R. Turkel, R.A., be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;
3. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan 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

DECLARATION AND COVENANTS

THIS DECLARATION, made the ____ day of _____, 2003, made by Lizem Association, Inc., 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, Lizem Association, Inc. hereby authorizes and consents to the Town of Riverhead to enter premises at 4314 Middle Country Road, New York to enforce said handicapped parking regulations;
9. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter, and that any planters, planter boxes, window boxes, or other container plantings shall likewise be maintained on a year-round basis;
10. That all new utilities shall be constructed underground;
11. That pursuant to Section 108-133(I) of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;
12. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
13. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;

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

Lizem Association, Inc.

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

August 5th, 2003

TOWN OF RIVERHEAD

Adopted

Resolution # 907**AMENDS SITE PLAN OF COOPERAGE INN
EMPLOYEE PARKING**

COUNCILMAN LULL

_____ offered the following resolution,

which was seconded by _____ COUNCILMAN DENSIESKI _____ :

WHEREAS, by Resolution # 268 dated March 12, 2001, the Riverhead Town Board did approve the site plan of the Cooperage Inn for the construction of an 1,931 sq. ft. addition and by Resolution #1165 dated November 6th, 2002 did approve to amend the aforementioned site plan approval in order to provide for a 3,576 sq. ft. building addition including an outdoor seating area, located at 2218 Sound Avenue, Calverton, New York, known and designated as Suffolk County Tax Map Number 0600-61-2-1, and

WHEREAS, Martin Sendlewski, AIA , as agent for Cooperate Inn, has requested that an amendment to the aforementioned site plan be approved by the Riverhead Town Board, and

WHEREAS, the Planning Department has reviewed such amendment and has recommended that the Town Board accept such modification, and

WHEREAS, this Town Board has reviewed the modification aforementioned, and has initialed by the Town board to show changes that are further set forth in this resolution, which site plan shall be on record with Town Clerk; and

WHEREAS, the site plan amendment fee in the amount of \$500.00, 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 2003-0618 of the Office of the Supervisor of the Town of Riverhead;

NOW, THEREFORE BE IT

RESOLVED, that the Town Board of the Town of Riverhead does amend the site plan approval of Cooperage Inn as depicted by the revised site plan prepared by Martin Sendlewski, A.I.A., dated July 13th, 2003.

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Martin Sendlewski, A.I.A., the Riverhead Planning

Department, Building Department, Town Engineer, Assessors' Office, and Office of the Town Attorney.

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

Adopted

08/05/03

TOWN OF RIVERHEAD

Resolution # 903**APPROVES APPLICATION OF RIVERHEAD COUNTRY FAIR**

COUNCILMAN DENSIESKI offered the following resolution, was seconded by

COUNCILMAN LULL :

WHEREAS, the Riverhead Country Fair Committee has submitted an application for the purpose of conducting their annual Country Fair to be held on Main Street, Peconic Riverfront parking area and Peconic Avenue, Riverhead, New York on October 13, 2003, having a rain date of October 19, 2003, between the hours of 11:00 a.m. and 5:00 p.m.; and

WHEREAS, the Riverhead Country Fair has completed and filed and Short Form Environmental Assessment Form in accordance with 6 NYCRR 617, and

WHEREAS, the Town Board of the Town of Riverhead has declared itself "Lead Agency" in accordance with 6 NYCRR 617.6(b), 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 Town of Riverhead hereby determines the action to be an "Unlisted" action in accordance with 6 NYCRR 617.7(a) and hereby issues a Negative Declaration pursuant to 6 NYCRR 617.7(a)(2), and be it further

RESOLVED that the application of Riverhead Country Fair Committee for the purpose of conducting their annual Country Fair to be held on Main Street, Peconic Riverfront parking area and Peconic Avenue, Riverhead, New York on October 13, 2002, having a rain date of October 20, 2002, between the hours of 11:00 a.m. and 5:00 p.m., is hereby approved; and be it further

RESOLVED, that Chapter 46 entitled "Alcoholic Beverages" is deemed to be waived for the service of alcoholic beer during the event at or in locations and by licensed alcohol service providers to be determined prior to the commencement of the event; 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 scheduling the "pre-opening" inspection appointment; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby waives the application fee for this event; 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 Country Fair/Townscape, Inc., c/o James Lull, Councilman; Ken Testa, P.E.; Bruce Johnson, Fire Marshal and Chief Hegermiller, Riverhead Police Department.

THE VOTE

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

THE RESOLUTION WAS NOT ADOPTED

Adopted

TOWN OF RIVERHEAD

2003 PECONIC RIVERFRONT PARK IMPROVEMENT
CAPITAL PROJECT

BUDGET ADOPTION

RESOLUTION # 909

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

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

406.071100.493000.40185	FEDERAL AID	FROM
406.071100.492400.40185	NYS PARKS & REC.	\$1,800,000
406.095031.481900.40185	TRANSFER FROM PARKS & REC.	200,000
		90,000
406.071100.523018.40185	CONSTRUCTION	TO
406.071100.543505.40185	ENGINEERING EXP.	\$1,800,000
		290,000

THE VOTE

Sanders ^{absent} Yes No Blass ^{absent} Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

Adopted

August 5, 2003

TOWN OF RIVERHEAD

Resolution # 910

APPROVES SPECIAL PERMIT PETITION OF ROANOKE REALTY, LLC

COUNCILMAN DENSIESKI offered the following resolution which was seconded by COUNCILMAN LULL

WHEREAS, the Town Board of the Town of Riverhead is in receipt of a special permit petition from Roanoke Realty Enterprises, LLC pursuant to Article XXVIA and Article XII, Section 108-115 of the Zoning Code to overlay the provisions of the Business PB use district and thereby construct a 6,400 square foot medical office building and related site improvements on a parcel located at Roanoke Avenue, Riverhead; such property more particularly described as Suffolk County Tax Map Number 0600-107-2-3, and

WHEREAS, the Riverhead Town Board by resolution #368 of 2003 declared themselves Lead Agency, and

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

WHEREAS, the Town Board has referred the petition to the Suffolk County Planning Commission pursuant to Section 239-m of the General Municipal Law; such Planning Commission declaring the matter to be one of local determination, and

WHEREAS, the Town Board did hold a public hearing upon the petition of the 1st day of July, 2003, and

WHEREAS, the Town Board has carefully considered the merits of the petition, the SEQRA record created to date, the report of the Planning Department, the report of the Planning Board, the commentary offered at the relevant public hearing as well as all other pertinent planning, zoning and environmental information, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board hereby determines the petition to be an Unlisted action pursuant to 6NYCRR Part 617 and further determines that the action will not cause significant adverse impacts upon either the natural and social environment and that an Environmental Impact Statement need not be prepared, and

BE IT FURTHER

RESOLVED, that in the matter of the special permit petition of Roanoke Realty, LLC the Riverhead Town Board hereby makes the following findings:

1. That the premises is located within the Residence C Zoning Use District;
2. That the proposed PB Overlay District would permit the use of the premises as a professional office with attending parking;
3. That the site is particularly suitable for the location of such use in the community;
4. That the lot area is sufficient and adequate for the use;
5. That the subject premises are adjacent to lands of the Town of Riverhead Sewer District on the west side; Board of Educational Services to the north and the Emmanuel Baptist Church to the south;
6. That the subject premises shall be served by curb cuts on Cranberry Street; there shall be no curb cuts onto Roanoke Avenue;
7. That there exist deteriorated sections of sidewalk along Roanoke Avenue from the northerly property line of the subject property south to the intersection of Cranberry Street and Roanoke Avenue and along the southerly side of Cranberry Street;
8. That the use will not prevent or substantially impair either the reasonable or orderly development of other property within the neighborhood;
9. That the proposed use will be in harmony with and promote the general purposes and intent of the Town of Riverhead Zoning Ordinance; and

BE IT FURTHER

RESOLVED, that based upon its findings, the Riverhead Town Board hereby grants the special permit petition of Roanoke Realty, LLC subject to the following conditions:

1. That the contemplated site plan depict proposed improvements to identified deteriorated sidewalks along Roanoke Avenue and Cranberry Street;
2. That a covenant be filed in a form acceptable to the Town Attorney restricting the structure to office use; and

BE IT FURTHER

RESOLVED, that copies of this resolution be forwarded to the Planning Board, Planning Department, and Roanoke Realty, LLC or their agent.

Rh/planning

THE VOTE

Sanders absent ~~Yes~~ ~~No~~ - Blass absent ~~Yes~~ ~~No~~

Densieski Yes No - Lull Yes No

Kozakiewicz Yes No

THE RESOLUTION WAS NOT _____

THE RESOLUTION WAS ADOPTED _____

August 5, 2003

Adopted

TOWN OF RIVERHEAD

Resolution # 911

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO
CONSIDER THE PURCHASE OF A PARCEL LOCATED IN THE TOWN OF
RIVERHEAD (PROPORTED OWNERS: AJDN REALTY)**

COUNCILMAN LULL _____ offered the following resolution, was seconded by

COUNCILMAN DENSIESKI _____ :

WHEREAS, pursuant to the provisions of §247 of the New York State General Municipal Law, fee simple owners may elect to sell their property in fee simple for preservation of open space for public purposes to a municipality and the Town of Riverhead may elect to purchase their property in fee simple for preservation of open space for public purposes; and

WHEREAS, the purported owners of the property being: AJDN Realty has expressed a desire to sell their property in fee simple for preservation of open space for public purposes to the Town of Riverhead; and

WHEREAS, the property is located along the southeast side of Northville Turnpike, Riverhead, New York. Said property is in the Residence "C" Zoning District of Code of the Town of Riverhead; and

WHEREAS, the proposed purchase price is \$ 300,000.00 for approximately 30.105 acres. Said proposed purchase price is supported by a Real Estate Appraisal prepared by Stephen H. Schuster, MAI, Inc. on July 15, 2003; and

WHEREAS, Said property is further described as Suffolk County Tax Map Number 0600-109-1-9.5 ("subject property").

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 Town of Riverhead's fee simple purchase of subject property for preservation of open space for public purposes. The purported owners of the subject property being: AJDN Realty. The subject property is known as Suffolk County Tax Map Number 0600-109-1-9.5

The Town Clerk shall publish the attached public notice once in August 14, 2003 issue of the Traveler Watchman the official newspaper of the Town of Riverhead for this purpose, and also to cause a copy of the Town of Riverhead's proposed purchase of fee simple property for

Z:\Sean IIPurchase of Dev and open Space\ADJN Realty\public hearing.doc

preservation of open space for public purposes to be posted on the sign board of the Town located in the Office of the Riverhead Town Clerk; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to Ronald B. Finkelstein, 193 Marine Street, Farmingdale, NY 11735; Randy Parsons, The Nature Conservancy, PO Box 5125, East Hampton, NY 11937; 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; Laverne Tennenberg Assessor's Office; the Tax Receiver's Office; the Accounting Office and the Town Attorney's Office.

THE VOTE

Sanders ^{absent} Yes No Blass ^{absent} Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on the 3rd day of September, 2003 at 7:15 o'clock p.m., in the Town Board Room located in the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider the Town of Riverhead's fee simple purchase of property located on the southeast side of Northville Turnpike, Riverhead, New York, located in Code of the Town of Riverhead Residence "C" Zoning District, for preservation of open space for public purposes.

The purported owners being: AJDN Realty. The proposed purchase price is \$300,000.00. The property is further described as Suffolk County Tax Map Number 0600-109-1-9.5. The Town of Riverhead's fee simple purchase will be pursuant to §247 of the New York State General Municipal Law and Chapter 14 of the Riverhead Town Code.

Dated: Riverhead, New York
August 5, 2003

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

August 5, 2003

Adopted

TOWN OF RIVERHEAD

Resolution # 912**APPROVES SPECIAL PERMIT PETITION OF JAY TRANCHINA (TJ TRANMISSION)**

COUNCILMAN DENSIESKI offered the following resolution which was seconded by COUNCILMAN LULL

WHEREAS, the Town Board of the Town of Riverhead is in receipt of a special permit petition from Jay Tranchina, pursuant to Sections 108-3 and 108-48 B(12) of the Riverhead Town Code to construct a 5,700 square foot motor vehicle repair shop on a 1.18 acre parcel zoned Industrial B; such property more particularly described as Suffolk County Tax Map Number 0600-109-2-7.1, and

WHEREAS, the Riverhead Town Board by resolution #738 of 2002 declared themselves Lead Agency, and

WHEREAS, the Town Board has referred the petition to the Riverhead Planning Board for its report and recommendation, such Planning Board recommending the granting of the petition, and

WHEREAS, the Town Board has referred the petition to the Suffolk County Planning Commission; such Planning Commission rendering the matter to be one of local determination, and

WHEREAS, a public hearing was held on the 15th day of July, 2003, and

WHEREAS, the Town Board has carefully considered the merits of the petition, the SEQRA record created to date, the report of the Planning Department, the report of the Planning Board, the commentary offered 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 Jay Tranchina (TJ Transmission) the Riverhead Town Board hereby determines the petition to be an Unlisted action pursuant to 6NYCRR Part 617 without significant adverse environmental 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 in the matter of the special permit petition of Jay Tranchina (TJ Transmission) the Riverhead Town Board hereby makes the following findings:

1. That the premises is located within an Industrial B Zoning Use District;
2. That relief has been obtained from the Zoning Board of Appeals for side yard relief;
3. That the subject property is being improved and will be in character with the surrounding properties and would not adversely affect the neighborhood;
4. That the health, safety, welfare, comfort and order of the Town will not be adversely affected by the proposed land use;
5. That the specially permitted use will not impair the orderly development of other properties within the vicinity
6. That the proposed land use will be in harmony with and promote the general purpose and intent of the Town of Riverhead Zoning Ordinance; and

BE IT FURTHER

RESOLVED, that based upon its findings, the Riverhead Town Board hereby grants the special permit petition of Jay Tranchina (TJ Transmission) to allow the construction of a 5,700 square foot motor vehicle repair shop upon real property located at East Main Street, Riverhead; such real property more particularly described as Suffolk County Tax Map Parcel Number 0600-109-2-7.12; and

BE IT FURTHER

RESOLVED, that certified copies of this resolution be forwarded to the Planning Board, Planning Department, the Building Department and Jonathan Brown, Esq., as attorney for the petitioner.

Rh/planning

THE VOTE

Sanders *absent* Yes No Blass Yes No *absent*

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

THE RESOLUTION WAS WAS NOT

THEREUPON DULY ADOPTED

August 5, 2003

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 913

AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC HEARING NOTICE - DRAFT ENVIRONMENTAL IMPACT STATEMENT OF NORTH SHORE FARMS

COUNCILMAN LULL

offered the following resolution, which was

seconded by COUNCILMAN DENSIESKI:

WHEREAS, by resolution #782 of 2003, the Riverhead Town Board authorized the Town Clerk to publish and post a notice of public hearing upon the Draft Environmental Impact Statement supporting the special permit petition of North Shore Farms to allow the operation of a non-nuisance industry upon real property located at New York State Route 25, Calverton, and

WHEREAS, the Town Board desires to re-notice the aforementioned hearing, now

THEREFORE, BE IT

RESOLVED, that the Town Clerk be authorized to publish and post the attached notice of public hearing, 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 and the applicant.

RH/planning

THE VOTE

Sanders absent Yes ___ No ___ Blass absent Yes ___ No ___

Densieski Yes ___ No ___ Lull Yes ___ No ___

Kozakiewicz Yes ___ No ___

THE RESOLUTION WAS WAS NOT

THEREUPON FULLY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE, that a public hearing will be held on the 3rd day of September, 2003 at 3:00 o'clock p.m. at 200 Howell Avenue, Riverhead, New York to consider the Draft Environmental Impact Statement petition of North Shore Farms in order to allow the operation of a non-nuisance industry upon real property located at Route 25, Calverton; such real property more particularly described as Suffolk County Tax Map Number 0600-119-1-6.

DATED: August 5, 2003

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, TOWN CLERK

August 5, 2003

1667
Adopted

TOWN OF RIVERHEAD

Resolution # 914

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING – SPECIAL PERMIT OF LITTLE CHILDREN’S SERVICES

COUNCILMAN DENSIESKI offered the following resolution which
was seconded by COUNCILMAN LULL

WHEREAS, by resolution #851 of 2002 the Riverhead Town Board did authorize the Town Clerk to publish and post a notice of public hearing respecting the special permit petition of Little Flower Children’s Services to allow the construction of a 15,165 square feet respite care and infirmary building upon real property located at North Wading River Road, Wading River, and

WHEREAS, the Riverhead Town Board desires to re-notice the aforementioned public hearing, now

THEREFORE BE IT

RESOLVED, that the Town Clerk be authorized to publish and post the attached notice of public hearing in the official newspaper of the Town of Riverhead.

RH/planning

THE VOTE

Sanders	<u>absent</u>	Yes	No	Blass	<u>absent</u>	Yes	No
Densieski	<u>Yes</u>	Yes	No	Lull	<u>Yes</u>	Yes	No
Kozakiewicz	<u>Yes</u>	Yes	No				

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 3rd day of September, 2003 at 7:20 o'clock p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to consider the special permit petition of Little Flower Children's Services to allow the expansion of a pre-existing, non-conforming use in order to construct a 15,165 square foot respite care and infirmary facility building upon real property located at North Wading River Road, Wading River; such real property more particularly described as Suffolk County Tax Map Parcel Number 0600-36-1-2.

DATED: August 5, 2003
Riverhead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, TOWN CLERK

Adopted

Tabled¹⁶⁶⁹

8/5/03

09/03/03

TOWN OF RIVERHEAD

Resolution # 915

**ESTABLISHES COMPENSATION FOR RIVERHEAD VOLUNTEER
AMBULANCE CORPS., INC. FOR CALENDAR YEAR 2003**

COUNCILMAN LULL offered the following resolution, was seconded by

COUNCILMAN DENSIESKI :

Tabled

WHEREAS, The Town of Riverhead Ambulance District entered into an agreement with the Riverhead Volunteer Ambulance Corps. on May 3rd, 2001, to provide ambulance services to the Ambulance District for the years 2001, 2002 and 2003; and

WHEREAS, the agreement provides pursuant to Paragraph 3(B) that compensation for the 2002 and 2003 calendar years shall be agreed upon between the Riverhead Ambulance District and the Riverhead Volunteer Ambulance Corps. upon submission by the Riverhead Volunteer Ambulance Corps. to the Riverhead Ambulance District of a proposed budget for the upcoming calendar year; and

WHEREAS, the Riverhead Volunteer Ambulance Corps. has submitted to the Riverhead Ambulance District and the Riverhead Town Board a proposed budget for calendar year 2003, and upon review thereof, the Riverhead Ambulance District has determined that compensation under the terms of the agreement for the calendar year 2002 in the amount of \$274,500. is justified, necessary and appropriate in order for the Riverhead Volunteer Ambulance Corps., Inc to deliver the services required under the agreement.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes and establishes the compensation for the Riverhead Volunteer Ambulance Corps., Inc. for the calendar year 2003 in the amount of \$274,500.; and

BE IT FURTHER RESOLVED that the Town Clerk be and hereby is directed to forward a copy of this resolution to the Supervisor, Director of Accounting, Town Attorney and the Riverhead Ambulance Corp..

TOWN BOARD MEETING OF SEPTEMBER 3, 2003

COUNCILMAN LULL OFFERED THE RESOLUTION TO BE BROUGHT OFF THE TABLE, SECONDED BY COUNCILMAN DENSIESKI.

ALL MEMBERS IN FAVOR OF UNTABLING THE RESOLUTION.

COUNCILMAN LULL OFFERED THE RESOLUTION FOR ADOPTION, SECONDED BY COUNCILMAN DENSIESKI. ALL MEMBERS IN FAVOR OF ADOPTING THE RESOLUTION

Y:\Scott II\RESOLUTIONS\RESOLUTION - amend ambulance contract 2003.doc

	THE VOTE					
Sanders	<u>absent</u>	Yes	No	Blasa	Yes	No
Densieski	<u>Yes</u>	No	Lull	<u>absent</u>	Yes	No
			Kozakiewicz	<u>Yes</u>	No	

THE RESOLUTION WAS NOT ADOPTED

Adopted

Councilman Sullivan offered the following Resolution which was seconded by
Councilman Jencieski

FUND NAME		CD - 07/15/03	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ 7,000,000.00	\$ 42,621.95	\$ 7,042,621.95
POLICE ATHLETIC LEAGUE	004	\$ 18,000.00	\$ 75.00	\$ 18,075.00
TEEN CENTER	005	\$ 14,000.00	\$ -	\$ 14,000.00
RECREATION PROGRAM	006	\$ 125,000.00	\$ 2,056.57	\$ 127,056.57
SR NUTRITION SITE COUNCIL	007	\$ -	\$ -	\$ -
D.A.R.E. PROGRAM FUND	008	\$ 1,500.00	\$ -	\$ 1,500.00
CHILD CARE CENTER BUILDING FUND	009	\$ 41,000.00	\$ 55.70	\$ 41,055.70
AG-FEST COMMITTEE FUND	021	\$ -	\$ -	\$ -
HUMAN SERVICES FUND	022	\$ -	\$ -	\$ -
R.I.F.T.A	023	\$ -	\$ -	\$ -
TOWN BD SPECIAL PROGRAM FND	024	\$ 270,000.00	\$ -	\$ 270,000.00
YOUTH COURT SCHOLARSHIP FUND	025	\$ -	\$ -	\$ -
SRS DAYCARE BUILDING FUND	027	\$ -	\$ -	\$ -
COMMUNITY P.E.T.S. SHELTER	028	\$ 12,000.00	\$ -	\$ 12,000.00
ANIMAL SPAY & NEUTERING FUND	029	\$ -	\$ -	\$ -
EDZ FUND	030	\$ 1,500.00	\$ 297.46	\$ 1,797.46
HIGHWAY	111	\$ 850,000.00	\$ 2,524.76	\$ 852,524.76
WATER	112	\$ 1,350,000.00	\$ 28,712.56	\$ 1,378,712.56
REPAIR & MAINTENANCE	113	\$ 50,000.00	\$ -	\$ 50,000.00
RIVERHEAD SEWER DISTRICT	114	\$ 1,635,000.00	\$ 4,953.75	\$ 1,639,953.75
REFUSE & GARBAGE COLLECTION	115	\$ 875,000.00	\$ 4,592.02	\$ 879,592.02
STREET LIGHTING	116	\$ 470,000.00	\$ 18,338.38	\$ 488,338.38
PUBLIC PARKING	117	\$ 95,000.00	\$ 5,040.76	\$ 100,040.76
BUSINESS IMPROVEMENT DISTRICT	118	\$ 15,000.00	\$ 5,625.00	\$ 20,625.00
TOR URBAN DEV CORP TRUST ACCT	119	\$ -	\$ -	\$ -
AMBULANCE DISTRICT	120	\$ 300,000.00	\$ 765.93	\$ 300,765.93
CALVERTON SEWER DISTRICT	124	\$ 100,000.00	\$ 588.56	\$ 100,588.56
RIVERHEAD SCAV WASTE DISTRICT	128	\$ 500,000.00	\$ 769.47	\$ 500,769.47
WORKER'S COMPENSATION FUND	173	\$ 1,025,000.00	\$ 70,361.13	\$ 1,095,361.13
RISK RETENTION FUND	175	\$ 720,000.00	\$ 158,765.20	\$ 878,765.20
UNEMPLOYMENT INSURANCE FUND	176	\$ 98,000.00	\$ -	\$ 98,000.00
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ -	\$ -
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ 2,721.24	\$ -
URBAN DEVEL CORP WORKING	182	\$ -	\$ -	\$ -
RESTORE	184	\$ -	\$ -	\$ -
PUBLIC PARKING DEBT	381	\$ 2,000.00	\$ -	\$ 2,000.00
SEWER DISTRICT DEBT	382	\$ 25,000.00	\$ -	\$ 25,000.00
WATER DEBT	383	\$ 780,000.00	\$ -	\$ 780,000.00
GENERAL FUND DEBT SERVICE	384	\$ 12,150,000.00	\$ -	\$ 12,150,000.00
SCAVENGER WASTE DEBT	385	\$ 10,000.00	\$ -	\$ 10,000.00
TOWN HALL CAPITAL PROJECTS	406	\$ -	\$ 33,499.80	\$ 33,499.80
EIGHT HUNDRED SERIES	408	\$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -	\$ -
CHIPS	451	\$ -	\$ -	\$ -
YOUTH SERVICES	452	\$ -	\$ -	\$ -
SENIORS HELPING SENIORS	453	\$ -	\$ -	\$ -
EISEP	454	\$ -	\$ -	\$ -
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ 340,000.00	\$ 4,037.68	\$ 344,037.68
MUNICIPAL GARAGE	626	\$ 70,000.00	\$ 10,313.10	\$ 80,313.10
TRUST & AGENCY	735	\$ -	\$ 506.25	\$ 506.25
SPECIAL TRUST	736	\$ 700,000.00	\$ -	\$ 700,000.00
COMMUNITY PRESERVATION FUND	737	\$ -	\$ -	\$ -
CDA-CALVERTON	914	\$ -	\$ 1,177.13	\$ 1,177.13
COMMUNITY DEVELOPMENT AGENCY	915	\$ -	\$ -	\$ -
JOINT SCAVENGER WASTE	918	\$ -	\$ -	\$ -
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -	\$ -
TOTALS		\$ 29,643,000.00	\$ 398,399.40	\$ 30,041,399.40

RESOLUTION # 916 ABSTRACT #29-03 JULY 24, 2003 (TBM- 08/05/03)

Councilman Jull
Councilman Jeleniecki offered the following Resolution which was seconded by

FUND NAME		CD - NONE	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$	\$ 855,451.92	\$ 855,451.92
POLICE ATHLETIC LEAGUE	004	\$	\$	\$
TEEN CENTER	005	\$	\$	\$
RECREATION PROGRAM	006	\$	\$ 27,210.83	\$ 27,210.83
SR NUTRITION SITE COUNCIL	007	\$	\$ 539.16	\$ 539.16
D.A.R.E. PROGRAM FUND	008	\$	\$	\$
CHILD CARE CENTER BUILDING FUND	009	\$	\$ 1,586.74	\$ 1,586.74
SRS DAYCARE BUILDING FUND	027	\$	\$ 3,284.51	\$ 3,284.51
COMMUNITY P.E.T.S. SHELTER	028	\$	\$ 99.16	\$ 99.16
ANIMAL SPAY & NEUTERING FUND	029	\$	\$ 120.00	\$ 120.00
EDZ FUND	030	\$	\$ 3,057.11	\$ 3,057.11
HIGHWAY	111	\$	\$ 86,623.46	\$ 86,623.46
WATER	112	\$	\$ 117,027.15	\$ 117,027.15
REPAIR & MAINTENANCE	113	\$	\$	\$
RIVERHEAD SEWER DISTRICT	114	\$	\$ 50,072.89	\$ 50,072.89
REFUSE & GARBAGE COLLECTION	115	\$	\$ 239,661.88	\$ 239,661.88
STREET LIGHTING	116	\$	\$ 26,763.66	\$ 26,763.66
PUBLIC PARKING	117	\$	\$ 6,571.08	\$ 6,571.08
BUSINESS IMPROVEMENT DISTRICT	118	\$	\$ 9,221.85	\$ 9,221.85
TOR URBAN DEV CORP TRUST ACCT	119	\$	\$ 5,242.55	\$ 5,242.55
AMBULANCE DISTRICT	120	\$	\$ 84,124.35	\$ 84,124.35
CALVERTON SEWER DISTRICT	124	\$	\$ 6,800.90	\$ 6,800.90
RIVERHEAD SCAV WASTE DISTRICT	128	\$	\$ 38,382.67	\$ 38,382.67
WORKER'S COMPENSATION FUND	173	\$	\$ 16,051.71	\$ 16,051.71
RISK RETENTION FUND	175	\$	\$ 30,000.00	\$ 30,000.00
UNEMPLOYMENT INSURANCE FUND	176	\$	\$ 637.65	\$ 637.65
CDBG CONSORTIUM ACCOUNT	181	\$	\$ 1,139.14	\$ 1,139.14
TOWN HALL CAPITAL PROJECTS	406	\$	\$ 592,289.32	\$ 592,289.32
EIGHT HUNDRED SERIES	408	\$	\$	\$
WATER IMPROVEMENT CAP PROJ	409	\$	\$	\$
NUTRITION CAPITAL IMPS	441	\$	\$	\$
CHIPS	451	\$	\$	\$
YOUTH SERVICES	452	\$	\$ 2,833.64	\$ 2,833.64
SENIORS HELPING SENIORS	453	\$	\$ 2,610.76	\$ 2,610.76
EISEP	454	\$	\$ 324.61	\$ 324.61
SCAVENGER WASTE CAP PROJ	470	\$	\$	\$
MUNICIPAL FUEL FUND	525	\$	\$ 7,054.42	\$ 7,054.42
MUNICIPAL GARAGE	526	\$	\$ 25,910.46	\$ 25,910.46
TRUST & AGENCY	735	\$	** 2,483,400.21	\$ 2,483,400.21
SPECIAL TRUST	736	\$	\$	\$
COMMUNITY PRESERVATION FUND	737	\$	\$	\$
CDA-CALVERTON	914	\$	\$ 61,268.00	\$ 61,268.00
COMMUNITY DEVELOPMENT AGENCY	915	\$	\$	\$
JOINT SCAVENGER WASTE	918	\$	\$	\$
CENTRAL CLEARING ACCOUNT	999	\$	\$	\$
TOTALS		\$	\$ 4,785,361.79	\$ 4,785,361.79
**SCHOOL & TOWN TAXES				

THE VOTE
 Sanders Yes No Blas Yes No
 Denieski Yes No Lull Yes No
 Kozakiewicz Yes No
 THE RESOLUTION WAS WAS NOT
 THEREUPON DULY ADOPTED

Councilman Gull
Councilman Jansinski

offered the following Resolution which was seconded by

FUND NAME		CD - 07/30/03	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ 5,250,000.00	\$ 113,580.66	\$ 5,363,580.66
POLICE ATHLETIC LEAGUE	004	\$ 21,000.00	-	\$ 21,000.00
TEEN CENTER	005	\$ 4,500.00	\$ 96.30	\$ 4,596.30
RECREATION PROGRAM	006	\$ 60,000.00	\$ 2,340.97	\$ 62,340.97
SR NUTRITION SITE COUNCIL	007	\$ 2,500.00	-	\$ 2,500.00
D.A.R.E. PROGRAM FUND	008	\$ -	-	-
CHILD CARE CENTER BUILDING FUND	009	\$ 20,000.00	-	\$ 20,000.00
AG-FEST COMMITTEE FUND	021	\$ -	-	-
HUMAN SERVICES FUND	022	\$ -	-	-
R.I.F.T.A	023	\$ -	\$ 3,334.24	\$ 3,334.24
TOWN BD SPECIAL PROGRAM FND	024	\$ -	-	-
YOUTH COURT SCHOLARSHIP FUND	025	\$ 1,500.00	-	\$ 1,500.00
SRS DAYCARE BUILDING FUND	027	\$ -	-	-
COMMUNITY P.E.T.S. SHELTER	028	\$ 10,000.00	-	\$ 10,000.00
ANIMAL SPAY & NEUTERING FUND	029	\$ -	-	-
EDZ FUND	030	\$ -	\$ 29.22	\$ 29.22
HIGHWAY	111	\$ 635,000.00	\$ 76,532.38	\$ 711,532.38
WATER	112	\$ 35,000.00	\$ 12,974.98	\$ 47,974.98
REPAIR & MAINTENANCE	113	\$ 1,400,000.00	-	\$ 1,400,000.00
RIVERHEAD SEWER DISTRICT	114	\$ 1,050,000.00	\$ 2,311.52	\$ 1,052,311.52
REFUSE & GARBAGE COLLECTION	115	\$ 230,000.00	\$ 1,409.49	\$ 231,409.49
STREET LIGHTING	116	\$ 180,000.00	\$ 648.93	\$ 180,648.93
PUBLIC PARKING	117	\$ 80,000.00	\$ 4,657.88	\$ 84,657.88
BUSINESS IMPROVEMENT DISTRICT	118	\$ 8,000.00	\$ 1,841.75	\$ 9,841.75
TOR URBAN DEV CORP TRUST ACCT	119	\$ -	-	-
AMBULANCE DISTRICT	120	\$ 95,000.00	-	\$ 95,000.00
CALVERTON SEWER DISTRICT	124	\$ 210,000.00	-	\$ 210,000.00
RIVERHEAD SCAV WASTE DISTRICT	128	\$ 15,000.00	\$ 1,834.00	\$ 16,834.00
WORKER'S COMPENSATION FUND	173	\$ 1,350,000.00	-	\$ 1,350,000.00
RISK RETENTION FUND	175	\$ 450,000.00	-	\$ 450,000.00
UNEMPLOYMENT INSURANCE FUND	176	\$ 8,500.00	-	\$ 8,500.00
MAIN STREET REHAB PROGRAM	177	\$ -	-	-
REVOLVING LOAN PROGRAM	178	\$ -	-	-
RESIDENTIAL REHAB	179	\$ -	-	-
DISCRETIONARY/SMALL CITIES	180	\$ -	-	-
CDBG CONSORTIUM ACCOUNT	181	\$ -	-	-
URBAN DEVEL CORP WORKING	182	\$ -	-	-
RESTORE	184	\$ -	-	-
PUBLIC PARKING DEBT	381	\$ 30,000.00	-	\$ 30,000.00
SEWER DISTRICT DEBT	382	\$ 1,025,000.00	\$ 51,843.30	\$ 1,076,843.30
WATER DEBT	383	\$ 12,000.00	-	\$ 12,000.00
GENERAL FUND DEBT SERVICE	384	\$ 2,300,000.00	-	\$ 2,300,000.00
SCAVENGER WASTE DEBT	385	\$ 245,000.00	-	\$ 245,000.00
TOWN HALL CAPITAL PROJECTS	406	\$ 105,000.00	\$ 942,365.48	\$ 1,047,365.48
EIGHT HUNDRED SERIES	408	\$ -	-	-
WATER IMPROVEMENT CAP PROJ	409	\$ -	-	-
NUTRITION CAPITAL IMPS	441	\$ -	-	-
CHIPS	451	\$ -	-	-
YOUTH SERVICES	452	\$ -	\$ 80.64	\$ 80.64
SENIORS HELPING SENIORS	453	\$ -	-	-
EISEP	454	\$ -	-	-
SCAVENGER WASTE CAP PROJ	470	\$ -	-	-
MUNICIPAL FUEL FUND	625	\$ 85,000.00	\$ 4,918.62	\$ 89,918.62
MUNICIPAL GARAGE	626	\$ 6,500.00	\$ 7,560.96	\$ 14,060.96
TRUST & AGENCY	735	\$ -	\$ 24,923.22	\$ 24,923.22
SPECIAL TRUST	736	\$ 790,000.00	-	\$ 790,000.00
COMMUNITY PRESERVATION FUND	737	\$ 795,000.00	-	\$ 795,000.00
CDA-CALVERTON	914	\$ 1,800,000.00	\$ 1,124.12	\$ 1,801,124.12
COMMUNITY DEVELOPMENT AGENCY	915	\$ -	\$ 6,936.60	\$ 6,936.60
JOINT SCAVENGER WASTE	918	\$ -	-	-
CENTRAL CLEARING ACCOUNT	999	\$ -	-	-
TOTALS		\$ 18,309,500.00	\$ 1,261,345.36	\$ 19,570,845.36
				\$ -

08/05/03

1671
Adopted

TOWN OF RIVERHEAD

Resolution # 917

**ADOPTS A LOCAL LAW AMENDING CHAPTER 108 ENTITLED, "ZONING"
OF THE RIVERHEAD TOWN CODE**

COUNCILMAN DENSIESKI offered the following resolution, was seconded
by

COUNCILMAN LULL

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the day of June 17th, 2003 at 7:05 p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW THEREFORE BE IT RESOLVED, that a local law amending Chapter 108 entitled, "Zoning", of the Riverhead Town Code be and is hereby adopted as specified in the attached notice of adoption; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached notice of adoption once in the Traveler Watchman Newspaper and to post same on the signboard at Town Hall; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Planning Department; the Planning Board; the Zoning Board of Appeals; the Building Department; the Code Revision Committee and the Town Attorney's Office.

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

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

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law repealing and replacing Chapter 108 entitled, "Zoning" of the Riverhead Town Code at a regular Town Board meeting held on August 5, 2003 as follows:

LOCAL LAW NO. OF 2003

A LOCAL LAW amending Chapter 108 of the Code of the Town of Riverhead entitled: "Zoning"

BE IT ENACTED by the Town Board of the Town of Riverhead as follows:

ARTICLE X, Business D District (General Business)
§ 108-42. Uses.

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]

(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 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.

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

ARTICLE XI, Industrial A District (Light Industry)

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§ 108-45. Uses.

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.

- (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.
- (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.

TOWN OF RIVERHEAD

Resolution # 913

AMENDS THE APPROVAL OF RIVERHEAD ELKS LODGE #2044 APPLICATION FOR
A PERMIT PURSUANT TO CHAPTER 90 OF THE RIVERHEAD TOWN CODE

COUNCILMAN DENSIESKI offered the following
resolution, was seconded by

COUNCILMAN LULL :

WHEREAS, the Riverhead Elks Lodge #2044 submitted an application for the purpose of conducting three lawn mower races and a Swap Meet, to be held at the Riverhead Elks Lodge located on 1239 East Main Street, Riverhead, New York, on August 3, 2003 (Lawn Mower Race), August 9, 2003 (Swap Meet), October 5, 2003 and November 2, 2003, to be held between the hours of 9:00 a.m. and 6:00 p.m on those days respectively.; and

WHEREAS, on July 24, 2003, the Town Board approved the aforementioned application, and

WHEREAS, weather conditions have caused the applicant to request that the Lawn Mower Race scheduled and approved for August 3, 2003, be rescheduled to August 10, 2003

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 Elks Lodge #2044.

NOW THEREFORE BE IT RESOLVED, that the application of the Riverhead Elks Lodge #2044 to amend the date of the August 3, 2003 Lawn Mower Race to August 10, 2003, is hereby approved; subject to all the terms and conditions set forth in the prior resolution approving the event and receipt of proof of insurance as required therein, 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 Elks Lodge #2044, the Riverhead Fire Marshal and Chief David Hegermiller, Riverhead Police Department. 1679

THE VOTE
Ganders absent Yes ~~___~~ No ~~___~~ Blass absent Yes ~~___~~ No ~~___~~
Densieski ✓ Yes ___ No ___ Lull ✓ Yes ___ No ___
Kozakiewicz ✓ Yes ___ No ___
THE RESOLUTION WAS ~~NOT~~ WAS NOT
THEREUPON DULY ADOPTED

AUGUST 8, 2003

TOWN OF RIVERHEAD

1680
Adopted

**RATIFIES APPOINTMENT OF
DEPUTY TAX RECEIVER**

RESOLUTION # 919

COUNCILMAN LULL

offered the following Resolution

which was seconded by **COUNCILMAN DENSIESKI**.

WHEREAS, the Tax Receiver has received the resignation of the Deputy Tax Receiver effective August 12, 2003; and

WHEREAS, the Tax Receiver, Maryann Wowak Heilbrunn, has appointed a new Deputy Tax Receiver due to this resignation;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board ratifies the appointment of Laurie A. Zaneski to the Civil Service exempt position of Deputy Tax Receiver recognizing that Zaneski serves at the pleasure of the Receiver of Taxes effective August 13, 2003 at an annual salary of \$32,500.

BE IT FURTHER RESOLVED, that the terms and conditions of employment for the Deputy Tax Receiver will be equal to the provisions found in the following Articles and Sections of the CSEA C.B.A. 2001-2003

<u>Article Title</u>	<u>Include/Exclude</u>
III Hours of Work	Exclude Section 2
IV Vacations	---
V Sick Leave	Amend Section 2a to remove conditions
VIII Grievance Procedure	---
IX Pension & Longevity	---
X Health Insurance	Amend Section 1a to 100%.
XII General Provisions	Include Sections 1,2,7,8,9,12 & 13 only
XVI Dress Code	---
XVII Drug & Alcohol Testing	---

BE IT FURTHER, RESOLVED that the Town Clerk be and is hereby authorized to forward a certified copy of this Resolution to Laurie A. Zaneski, the Tax Receiver, Maryann Wowak Heilbrunn, and the Office of Accounting.

THE VOTE

Sanders *absent* Yes No Blass *absent* Yes No

Densieski Yes No Lull Yes No

Kozakiewicz Yes No

AUGUST 8, 2003

Adopted ¹⁶⁸¹

TOWN OF RIVERHEAD

DUGAN/ESPOSITO FARMLAND PRESERVATION

CAPITAL PROJECT

BUDGET ADOPTION

RESOLUTION # 920

COUNCILMAN DENSIESKI

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

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

406.019400.494200.42035 SERIAL BOND PROCEEDS **FROM:**
\$1,125,000.

406.019400.521000.42035 LAND DEVELOPMENT RIGHTS ACQ. **TO:** \$1,100,000.
406.019400.543000.42035 PROFESSIONAL SERVICES 25,000.

BE IT FURTHER RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to Town Attorney's Office.

THE VOTE

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