

*Town Clerk Barbara Grattan*

**TOWN BOARD MEETING  
AGENDA  
August 6<sup>th</sup>, 2002**

**ROBERT F. KOZAKIEWICZ, Supervisor**

**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  
Jane Vanden Thoorn  
Judy Doll  
John Reeve  
Michael Reichel  
Gary Pendzick**

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

## Call to Order and Salute to the Flag

Approves Minutes of Town Board Meeting of July 16<sup>th</sup>, 2002, an Special Board Meeting of July 22<sup>nd</sup>, 2002

Dennis offered the minutes to be approved, which was seconded by Sandra.

4 Yes  
1 Absent

## EMPLOYEE OF THE SECOND QUARTER RUSSELL BARTLETT

### TONIGHT IS NATIONAL NIGHT OUT

Please show your support by turning your outdoor lights on from 7:00 to 10:00 p.m.

## REPORTS

Receiver of Taxes:

Total taxes collected for 2001-2002-\$71,050,02.95  
Utility Collections Report for July, 2002-\$300,694.79

Town Clerk:

Monthly report for July, 2002-Total Collected: \$10,192.41

Recreation Dept.:

Monthly report for May, 2002-Total Collected: \$23,863.23

Juvenile Aid Bureau:

Monthly report for June, 2002.

## APPLICATIONS

Shows & Exhibition Permits:

North Fork Classic Horse Show-Aug.8-10,15-17  
20-24 from 8am to 5 pm

P.C. Richards & Son-Tent Sale-8/20/02 through  
9/17/02.

Green Island Distributor-Horticultural Exhibition-  
9/5/02-9:30am to 4:00 pm

Rhd Foundation for Marine Research  
5k Foot Race-11/2/02 10:00 am to 12:00 pm

**APPLICATIONS CONTINUED:**

**Site Plan:**

Windcrest East-Elevations  
Tebben's Enterprises, LLC-Concrete Loading Dock  
W.H.B. Properties-2 story addition  
McGuires Hearing Aid Service-Convert existing cottage  
World Tile-Install Aluminum wall system  
Sunken Ponds-Construction of 84 condos  
Roanoke Shopping Plaza-replacement of mansard finishes  
Riverhead Enterprises-renovation of façade  
Quality Affordable Landscaping—design office

**Special Permits:**

Riverhead Commerce Park-Build a 4,600 sq. ft.  
Restaurant.

**CORRESPONDENCE**

**Alice Graff:** Letter of resignation form Landmarks Preservation Commission

**Edwin Lapham:** Letter of resignation due to illness.

**Mike Spindler:** Letter of support for the farmland acquisition of Robin Gibbs' Horse Farm.

**Steve Haizlip:** Letter thanking Town Board Members for the Installation of the Traffic Light at Sound Avenue & Edwards Avenue.

**Relay Communications Center:** Re: Striping of the municipal parking lot between Roanoke & Griffing Avenues.

**Tony Bassi:** Letter of Resignation

**Jeffrey Seeman:** Re: Public Comment of Resolution #647 Amendment to Chapter 62.

**COMMITTEE REPORT**

*Donsieski: Re: San Demolition Permit*

## **PUBLIC HEARINGS**

**SCHEDULED August 6<sup>th</sup>, 2002**

- 2:05 p.m. The Purchase of Development Rights of Agricultural Lands Owned by Benny Gatz.
- 2:20 p.m. The Consideration of a Local law to amend Chapter 108, Article VI, Agriculture District, VIII, Business B. District, Article IX, Business C District, Article X, Business D. District, Article XI, Industrial A. District, Article XII, Industrial B District, Article XIII Supplementary Use Regulations.
- 2:25 p.m. The Special Permit Petition of J. Douglas Stark and Agnes Stark to Allow the expansion of an existing mobile home park by a total of 82 units on property located at Route 58, Riverhead.
- 2:30 p.m. The Extension to the Commercial Sewer District as petitioned by Wiana Realty Corp.
- 2:35 p.m. The Extension No. 61 to the Riverhead Water District-Island Water Park.
- 2:40 p.m. The Consideration of a Local Law creating Chapter 99 entitled, "Retirement Incentive Program."

## POSTER CONTEST WINNERS

### 5 – 8 YEAR OLDS:

1<sup>st</sup> place: Kristin Peragine

2<sup>nd</sup> place: Klaudia Szczerba

~~Schreda~~

3<sup>rd</sup> place: Rachel Flannery

### 9 – 13 YEAR OLDS:

1<sup>st</sup> place: Eugene Barrow

2<sup>nd</sup> place: Jason Sendlewski

~~71~~

3<sup>rd</sup> place: Joseph Zito

**PUBLIC COMMENT ON ANY RESOLUTIONS LISTED BELOW:**  
**REGULAR TOWN BOARD MEETING:**

- #806 Accepts Resignation from Member of Landmarks Preservation Commission (E. Lapham)
- #807 Accepts Resignation of P/T Assistant Recreation Leader (C. Crippen)
- #808 Accepts Resignation of P/T Clerk (W. Friszolowski)
- #809 Accepts Resignation of Homemaker Ayne Warner
- #810 Ratifies Request for Leave of Absence (R. Bartlette)
- #811 Appoints Automotive Equipment Operator (G. Atkinson, J. Clarkin, G. Mottern, J. Slavonik)
- #812 Appoints a Lifeguard Level I to the Riverhead Recreation Department (R. May)
- #813 Appoints Homemaker (S. Gilmore)
- #814 Amends Resolution #697 (Appointment of M. Aug)
- #815 Authorizes Sewer District Employee to Attend Course
- #816 Authorizes Attendance of Assessor at Seminar
- #817 Authorizes Inspector to Attend Class
- #818 Authorizes Attendance of Police Lieutenant at Training Seminar
- #819 Authorizes Fire Marshal to Attend Workshop
- #820 Authorizes Attendance of Police Officer Scott Wicklund at J.A.B. Training Seminar
- #821 Authorization to Publish Bid for a Four-Column Vehicle Lift for Use at Municipal Garage
- #822 Authorization to Publish Bid for Meat & Poultry
- #823 Extending Bid Contract for Water Service Materials
- #824 Extending Bid Contract for Diesel Fuel
- #825 Human Services Fund Budget Adoption
- #826 Community Development Agency-Calverton Budget Adjustment
- #827 PAL Fund Budget Adjustment
- #828 Mill Pond Water Extension Budget Adoption

- #829 Mill Pond Commons Sewer Extension Budget Adoption
- #830 General Fund Budget Adjustment
- #831 Riverhead Sewer District Budget Adjustment
- #832 Riverhead Scavenger Waste District Budget Adjustment
- #833 2002 Corwin Benjamin Houses Improvement Capital Project Budget Adoption
- #834 Recreation Program Fund Budget Adjustment
- #835 Creation of the Designated Fund- Town Board Special Program Fund
- #836 Establishes Fees for the Calverton Sewer District
- #837 Authorizes Town Supervisor to Execute Change Order No. 2 for Municipal Garage Mechanics Maintenance Facility
- #838 Approves Application of Darkside Productions, Inc. (Haunted House)
- #839 Approves Application of Darkside Productions, Inc. (Haunted House)
- #840 Approves Application of Green Island Distributor
- #841 Approves Application of P.C. Richard & Sons
- #842 Approves Application of P.C. Richard & Sons
- #843 Approves Application of M-GBC, LLC (Air Display-Grumman)
- #844 A Resolution Authorizing the Issuance of \$57,000 Serial Bonds of the Town of Riverhead to Pay the Cost of the Preparation of a Facility Plan for the Calverton Sewer District's Proposed Advanced Wastewater Treatment Facility
- #845 Accepts Draft Environmental Impact Statement Supporting the Special Permit Petition of Route 58, Riverhead LLC (Riverhead Marquee Plaza) and Authorizes the Town Clerk to Post and Publish Notice of Public Hearing
- #846 Approves Amended Elevations of Windcrest East (Formerly Mid-Road Properties)
- #847 Approves Amended Elevations of Sunken Ponds Phase III
- #848 Approves Site Plan of Empire Gas Station
- #849 Approves Site Plan of JeJoPe, LLC.
- #850 Approved Phased Site Plan of Barbara Woodhull and Michelle Hulse

- #851 Approves Special Permit Petition of Little Flower Children's Services
- #852 Accepts the Donation of Property Owned by Martin Bass (Main Road, Aquebogue)
- #853 Accepts Offer of Sale of Development Rights (Robin Gibbs)
- #854 Authorizes the Supervisor to Execute an Agreement with Landauer Realty Group to Conduct a Full Appraisal of Enterprise Park at Calverton
- #855 Authorizes the Supervisor to Execute a License Agreement Between the Town of Riverhead and the General Premium Corp.
- #856 Appoints James F. Gesualdi, Esq., Special Counsel with Respect to State Environmental Quality Review in Connection with the Subdivision Application of MGBC-LLC
- #857 Order Establishing Extension #73 to the Riverhead Water District (Kulesa Subdivision)
- #858 Adopts a Local Law Amending Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Country Inns)
- #859 Authorizes Town Clerk to Publish and Post Public Notice for a Local Law to Add Article XXVI-A Entitled, "Special Permits" to Chapter 108 (Zoning) of the Riverhead Town Code
- #860 Authorizes Town Clerk to Publish and Post Public notice to Consider the Purchase of Development Rights of a Parcel(s) Located in the Town of Riverhead (Janlewicz)
- #861 Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 14 Entitled, "Community Preservation Fund" of the Riverhead Town Code
- #862 Authorizes Town Clerk to Publish and Post Public Notice for a Local Law to Repeal and Replace Chapter 108 Subsection 3 (Definition of a Special Permit) in the Section Entitled, "Definitions" to the Code of the Riverhead
- #863 Authorizes Town Clerk to Post and Publish Public Notice for Public Hearing to Consider the Application for Franchise Renewal by CSC Acquisition-NY, Inc. (Cablevision)
- #864 Authorizing Compromise and Settlement of Legal Action by Town Against the Peconic United Methodist Housing Development Fund Company, Inc.
- #865 Approves a Temporary Sign Permit for Downtown Farmer's Market
- #866 Pays Bills

Date 08/06/02

TOWN OF RIVERHEAD

Adopted

Resolution # 806

ACCEPTS RESIGNATION FROM MEMBER OF LANDMARKS PRESERVATION COMMISSION

**COUNCILWOMAN SANDERS**

offered the following resolution,

which was seconded by

**COUNCILMAN LULL**

WHEREAS, Edwin Lapham, Esq., has served the Town with distinction as a member of the Landmarks Preservation Commission; and

WHEREAS, this Town Board is in receipt of letter dated July 8, 2002 from Chairwoman Alice Graff, wherein she indicated that Edwin Lapham, Esq. is no longer able to so serve for health reasons and that he has requested to be relieved of his responsibilities.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board expresses it's heartfelt appreciation to Mr. Edwin Lapham, Esq., for his distinctive service as a member of the Landmarks Preservation Commission and will honor his request to vacate his position as a member of the Commission; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Edwin Lapham, Esq., and Alice K. Graff, Chairwoman, Landmarks Preservation Commission.

THE VOTE

Sanders  Yes  No

Blass <sup>absent</sup>  Yes  No

Densieski  Yes  No

Lull  Yes  No

Kozakiewicz  Yes  No

The Resolution Was  Was Not   
Thereupon Duly Declared Adopted

Adopted

August 6, 2002

TOWN OF RIVERHEAD

Resolution # 807

ACCEPTS RESIGNATION OF P/T ASSISTANT RECREATION LEADER

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

WHEREAS, Caprice Crippen has notified The Town Supervisor of her resignation, from the position of part time Assistant Recreation Leader, effective June 25, 2002,

NOW, THEREFORE, BE IT RESOLVED, that this Town Board hereby accepts the resignation of Caprice Crippen.

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

THE VOTE

Sanders  Yes  No

*absent*  
Blass  Yes  No

Densieski  Yes  No

Lull  Yes  No

Kozakiewicz  Yes  No

Adopted

August 6, 2002

TOWN OF RIVERHEAD

Resolution # 808

ACCEPTS RESIGNATION OF P/T CLERK

**COUNCILMAN DENSIESKI**

\_\_\_\_\_ offered the following

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

**WHEREAS**, Wilhermine Friszolowski has notified The Town Supervisor of her resignation, from the position of part time Clerk effective June 28, 2002,

**NOW, THEREFORE, BE IT RESOLVED**, that this Town Board hereby accepts the resignation of Wilhermine Friszolowski.

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

THE VOTE

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

Adopted

August 6, 2002

TOWN OF RIVERHEAD

Resolution # 809

ACCEPTS RESIGNATION OF HOMEMAKER AYNE WARNER

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

**WHEREAS**, Ayne Warner has notified The Town Supervisor of her resignation, from the position of part time Homemaker, effective June 27, 2002,

**NOW, THEREFORE, BE IT RESOLVED**, that this Town Board hereby accepts the resignation of Ayne Warner.

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Ayne Warner, the Senior Citizens Center Department Head and the office of Accounting.

THE VOTE

Sanders <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Blass <sup>absent</sup> <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 6, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 810

RATIFIES REQUEST FOR LEAVE OF ABSENCE

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

WHEREAS, an employee in the Seniors Programs had requested a medical leave of absence after the end of his FMLA leave on June 7, 2002,

NOW, THEREFORE, BE IT RESOLVED, that Russell Bartlette is hereby approved for a medical leave of absence from June 8, 2002 through July 14, 2002.

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Russell Bartlette, the head of the Seniors Programs and the Office of Accounting.

THE VOTE

Sanders  Yes  No

Blass <sup>absent</sup>  Yes  No

Densieski  Yes  No

Lull  Yes  No

Kozakiewicz  Yes  No

Adopted

AUGUST 6, 2002

TOWN OF RIVERHEAD

Resolution # 811

**APPOINTS AUTOMOTIVE EQUIPMENT OPERATORS  
TO RIVERHEAD HIGHWAY DEPARTMENT**

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

**WHEREAS**, vacancies exist at the Riverhead Highway Department for the position of Automotive Equipment Operator; and

**WHEREAS**, the position of Automotive Equipment Operator was duly posted, job posting #17, and advertised and applicants were thereafter interviewed on July 19, 2002 and July 22, 2002, and

**NOW, THEREFORE, BE IT RESOLVED**, that Gregory Atkinson, James Clarkin, George Mottern and Joseph Slavonik are hereby appointed to the position of Automotive Equipment Operator with the Riverhead Highway Department, effective August 26, 2002, at the annual rate of compensation as set forth in Group 6 Step P of the Operational and Technical Salary Schedule of the 2002 CSEA Contract; and

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Gregory Atkinson, James Clarkin, George Mottern and Joseph Slavonik, the Highway Supervisor and the Office of Accounting.

**THE VOTE**

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

Adopted

8/6/02

TOWN OF RIVERHEAD

Resolution # 812

APPOINTS A LIFEGUARD LEVEL I  
TO THE RIVERHEAD RECREATION DEPARTMENT

**COUNCILWOMAN GANDERS**

offered the following resolution,

**COUNCILMAN DENESKI**

which was seconded by \_\_\_\_\_

**RESOLVED**, that Robert May is hereby appointed to serve as a Lifeguard Level I effective August 6, 2002 to and including September 2, 2002, to be paid at the rate of \$9.00 per hour, and to serve at the pleasure of the Town Board; and

**BE IT FURTHER, RESOLVED**, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.
2. Subject to Suffolk County Lifeguard Certifications.
3. Current CPR Certifications

**BE IT FURTHER, RESOLVED**, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting.

**THE VOTE**

Sanders  Yes  No  Absent  Yes  No

Densleki  Yes  No  Lull  Yes  No

Kozakiewicz  Yes  No

THE RESOLUTION WAS  WAS NOT \_\_\_\_\_  
THEREUPON DULY ADOPTED

<sup>1</sup> Rec. Doris/ Resolution Lifeguard Robert May

August 6, 2002

TOWN OF RIVERHEAD

Resolution # 813

APPOINTS HOMEMAKER

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

WHEREAS, the position of Homemaker exists in the Senior Citizen Center, and

WHEREAS, the position was duly posted, job posting #19, and advertised, applications were accepted and interviews were conducted on July 12, 2002, and

NOW, THEREFORE, BE IT RESOLVED, that Shanna Gilmore is hereby appointed to the position of Homemaker, Group C, Step P of the Clerical & Supervisory Salary Schedule effective August 7, 2002; and

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

THE VOTE

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

Adopted

August 6, 2002

TOWN OF RIVERHEAD

Resolution # 814

**AMENDS RESOLUTION #697**

COUNCILWOMAN SANDERS

offered the following

resolution, which was seconded by

COUNCILMAN DENSIESKI

**WHEREAS**, Resolution #697 was adopted July 2, 2002, appointing Matthew Aug to serve as a P/T Seasonal Recreation Aide effective July 2, 2002,

**THEREFORE, BE IT RESOLVED**, that Resolution #697 be amended to change the effective date to June 30, 2002.

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Matthew Aug, the Recreation Department and the Office of Accounting.

THE VOTE

Sanders  Yes  No

Blass <sup>absent</sup>  Yes  No

Densieski  Yes  No

Lull  Yes  No

Kozakiewicz  Yes  No

8/6/02

Adopted

TOWN OF RIVERHEAD

Resolution # 815

AUTHORIZES SEWER DISTRICT EMPLOYEE TO ATTEND COURSE

COUNCILMAN DENISESKI offered the following resolution, was seconded by

COUNCILMAN LULL :

WHEREAS, SUNY Morrisville is sponsoring a course entitled, "Activated Sludge Wastewater Treatment Process" to be held on August 19, 2002 through August 22, 2002; and

WHEREAS, it is the desire of Michael Reichel, Sewer District Superintendent, that one (1) Sewer District Employee attend such course.

NOW THEREFORE BE IT HEREBY RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes one (1) Sewer District Employee to attend the aforementioned course to be held at SUNY Morrisville on August 19, 2002 through August 22, 2002; and be it further

RESOLVED, that all related expenses incurred by the Sewer District Employee will be fully receipted upon their return, not to exceed a total cost of \$900.00, and thereafter reimbursed by the Accounting Department; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Michael Reichel, Sewer District Superintendent and the Office of Accounting.

THE VOTE *Adopt*

Sanders  Yes  No Bias  Yes  No

Denisecki  Yes  No Lull  Yes  No

Kozakiewicz  Yes  No

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY ADOPTED

8 / 6 / 2002

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 816

**AUTHORIZES ATTENDANCE OF ASSESSOR AT SEMINAR**

**COUNCILMAN LULL** Offered the following resolution which was seconded  
by **COUNCILWOMAN SANDERS**

WHEREAS, on September 21 – 26, 2002, a New York State Assessors' Association Executive Board meeting and the Annual Meeting and Seminar on Assessment Administration are being held in Kerhonkson, New York, and

WHEREAS, 1 member of the Board of Assessors is required to attend said Board meeting and has expressed an interest and desire in attending said seminar.

NOW, THEREFORE, BE IT RESOLVED, that the assessor is hereby authorized to attend said seminar, and

BE IT FURTHER RESOLVED, that the use of a Town vehicle is hereby authorized, and

BE IT FURTHER RESOLVED, that the assessor shall be reimbursed for costs of registration, tuition, deposit, travel, lodging and meals, not to exceed a total of \$850.00, and

BE IT FURTHER RESOLVED, that said expenses are to be fully receipted upon return, and

BE IT FURTHER RESOLVED, that expenses incurred for tuition, travel, lodging and meals are subject to reimbursement by the State of New York to the Town of Riverhead upon completion of said seminar, and

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

**THE VOTE**

Sanders  Yes  No      Blass <sup>Absent</sup>  Yes  No  
Densieski  Yes  No      Lull  Yes  No  
Kozakiewicz  Yes  No

The Resolution Was  Was Not   
Thereupon Duly Declared Adopted



Adopte

August 6, 2002

Town of Riverhead

Resolution # 818

AUTHORIZES ATTENDANCE OF POLICE LIEUTENANT  
AT TRAINING SEMINAR

**COUNCILWOMAN SANDERS** offered the following resolution, was  
seconded by **COUNCILMAN LULL**

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

AND WHEREAS, the Training Seminar will be held in Albany, New York, September 21<sup>st</sup> through September 26<sup>th</sup>, 2002.

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

BE IT FURTHER RESOLVED that the Town Board authorizes reimbursement of expenses, not to exceed \$650.00, upon submission of proper receipts; and

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

**THE VOTE** *Absent*

Sanders  Yes  No Bliss  Yes  No

Densieki  Yes  No Lull  Yes  No

Kozakiewicz  Yes  No

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY ADOPTED

TOWN OF RIVERHEAD

Resolution # 819

AUTHORIZES FIRE MARSHAL TO ATTEND WORKSHOP

COUNCILMAN DENYESKI offered the following resolution,

which was seconded by COUNCILMAN LULL

WHEREAS, the New York State Office of Fire Prevention & Control has invited The Suffolk County Juvenile Fire Setter Intervention Committee to attend a workshop being conducted to help communities strengthen their intervention and prevention programs; and

WHEREAS, Fire Marshal Bruce Johnson is the Co-Chair of the Suffolk County Junior Fire Setter Intervention Committee; and

WHEREAS, attendance at said meeting is an essential part of the Fire Education and Juvenile Fire Setter Intervention program for the Town of Riverhead; and

WHEREAS, there is no cost for attendance at said workshop; and

WHEREAS, if the Fire Marshal utilizes a Town of Riverhead vehicle for travel to said workshop, the cost for gas and tolls will not exceed \$25.00; and

NOW, THEREFORE BE IT RESOLVED, that the Fire Marshal be allowed to attend the above said firematic meeting, be authorized to utilized a Town of Riverhead vehicle for transportation to and from the workshop and shall remit to the Accounting Department all pertinent receipts and documentation to be reimbursed for expenditures not to exceed the authorized limit of \$25.00; and; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is authorized to forward a copy of this resolution to the Building Department Administrator, Fire Marshal and Office of Accounting.

THE VOTE

Sanders  Yes  No

Blass <sup>absent</sup>  Yes  No

Densieski  Yes  No

Lull  Yes  No

Kozakiewicz  Yes  No

The Resolution Was  Was Not   
Thereupon Duly Declared Adopted

# Adopted

August 6, 2002

Town of Riverhead

Resolution # 820

AUTHORIZES ATTENDANCE OF POLICE OFFICER SCOTT WICKLUND  
AT J.A.B. TRAINING SEMINAR

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

WHEREAS, Police Chief Hegermiller has requested authorization from the Riverhead Town Board for the attendance of P.O. Scott Wicklund at a Training Seminar;

AND WHEREAS, the Training Seminar will be held in Binghamton, New York, August 25<sup>th</sup> through August 30<sup>th</sup>, 2002.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the attendance of P.O. Scott Wicklund at the aforementioned training seminar; and

BE IT FURTHER RESOLVED that the Town Board authorizes reimbursement of expenses, not to exceed \$958.98, upon submission of proper receipts; and

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

THE VOTE

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

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

# Adopted

August 6, 2002

## TOWN OF RIVERHEAD

Resolution # 821

### AUTHORIZATION TO PUBLISH BID FOR A FOUR- COLUMN VEHICLE LIFT FOR USE AT MUNICIPAL GARAGE

COUNCILWOMAN SANDERS offered the following resolution,

which was seconded by COUNCILMAN LULL

WHEREAS; the Town Clerk was authorized to publish and post a notice to bidders for VEHICLE LIFT and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the AUGUST 14<sup>TH</sup>, 2002 issue of the SUFFOLK COUNTY LIFE.

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

**THE VOTE**

Sanders  Yes  No      Blass <sup>absent</sup>  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 **4-COLUMN VEHICLE LIFT** 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 **11:05 a.m. on AUGUST 26<sup>TH</sup>, 2002.**

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 VEHICLE LIFT.**

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

# Adopted

8-6-02

## TOWN OF RIVERHEAD

Resolution #822

### AUTHORIZATION TO PUBLISH BID FOR MEAT & POULTRY

**COUNCILMAN LULL**

offered the following resolution,

which was seconded by **COUNCILWOMAN SANDERS**

WHEREAS; the Town Clerk was authorized to publish and post a notice to bidders for MEAT & POULTRY and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the AUGUST 15<sup>TH</sup>, 2002 issue of the SUFFOLK COUNTY LIFE.

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

#### 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 Declared Adopted

**TOWN OF RIVERHEAD  
NOTICE TO BIDDERS**

Sealed bids for the purchase of MEAT & POULTRY 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 a.m. on AUGUST 26<sup>TH</sup>, 2002.

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 MEAT & POULTRY.

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

TOWN OF RIVERHEAD

Resolution # 823

EXTENDING BID CONTRACT FOR WATER SERVICE MATERIALS

COUNCILMAN DEN<sup>o</sup>ESKI offered the following resolution,

which was seconded by COUNCILMAN LULL

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for WATER SERVICE MATERIALS and ;

WHEREAS, THE Purchasing Department has requested the contract with T. MINA SUPPLY, JOSEPH G. POLLARD & BLACKMAN PLUMBING SUPPLY, originally awarded under Resolution # 397 adopted 04/17/2001, be extended until August 6, 2003 and;

WHEREAS, the above named vendors have agreed to extend the contract until August 6, 2003; and

WHEREAS, the Town Board has reviewed said request.

NOW THEREFORE BE IT

RESOLVED, that the contract for WATER SERVICE MATERIALS be, and hereby is, extended to August 6, 2003; and

RESOLVED, the Town Clerk be and is herèby authorized to forward a certified copy of this resolution to T. MINA SUPPLY, JOSEPH G. POLLARD, BLACKMAN PLUMBING SUPPLY and and the Purchasing Department.

THE VOTE

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

The Resolution Was  Was Not   
Thereupon Duly Declared Adopted

Adopted

AUGUST 6, 2002

TOWN OF RIVERHEAD

Resolution #824

EXTENDING BID CONTRACT FOR DIESEL FUEL

**COUNCILMAN LULL** offered the following resolution,

which was seconded by **COUNCILWOMAN SANDERS**

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for DIESEL FUEL and ;

WHEREAS, THE Purchasing Department has requested the contract with QUOGUE SINCLAIR FUEL, originally awarded under Resolution #352 adopted April 3, 2001, be extended until August 6, 2003 and;

WHEREAS, the above named vendor has agreed to extend the contract until August 6, 2003; and

WHEREAS, the Town Board has reviewed said request.

NOW THEREFORE BE IT

RESOLVED, that the contract for Diesel Fuel be, and hereby is, extended to August 6, 2003; and

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

THE VOTE

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

The Resolution Was  Was Not   
Thereupon Duly Declared Adopted

AUGUST 6, 2002

# Adopted

TOWN OF RIVERHEAD

HUMAN SERVICES FUND

BUDGET ADOPTION

RESOLUTION # 825

COUNCILWOMAN SANDERS

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:

		<b>FROM:</b>
022.092705.471000	GIFTS & DONATIONS	\$385.
		<b>TO:</b>
022.073100.542400	UNIFORMS, SHIRTS	\$185
022.073100.545520	EQUIPMENT RENTAL	200.

**THE VOTE**

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

AUGUST 6, 2002

Adopted <sup>1518</sup>

TOWN OF RIVERHEAD

Resolution # 26

COMMUNITY DEVELOPMENT AGENCY - CALVERTON

BUDGET ADJUSTMENT

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:

914.00000.390599	APPROPRIATED FUND BALANCE	FROM:	\$42,775.
		TO:	
914.069800.541203	GROUNDS REPAIR & MAINTENANCE		\$500.
914.069800.541432	AIR CONDITIONING MAINTENANCE		4,000.
914.069800.542505	BUILDING REPAIRS		525.
914.069800.546200	ELECTRIC EXPENSE		8,500.
914.069800.546400	WATER EXPENSE		7,250.
914.069800.543900	CONSULTANTS EXPENSE		10,000.
914.069800.543301	APPRAISALS & RECORDING		12,000.

THE VOTE

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

AUGUST 6, 2002

**Adopted****TOWN OF RIVERHEAD****PAL FUND****BUDGET ADJUSTMENT****RESOLUTION # 827****COUNCILMAN DENYESKI**

offered the following resolution ,

which was seconded by **COUNCILWOMAN SANDERS**

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

		<b>FROM:</b>
004.000000.390599	APPROPRIATED FUND BALANCE	\$120.
004.092705.481000	TRANSFER FROM GENERAL FUND	4,900.
004.092705.421401	BASEBALL REGISTRATION	3,250
004.092705.471204	SOFTBALL DONATIONS	200.
004.092705.421046	IN-TOWN SOCCER REGISTRATION	7,105.
004.092705.421402	TRAVEL SOCCER REGISTRATION	2,475.
004.092705.471205	SOCCER DONATIONS	100.
004.092705.421049	FOOTBALL REGISTRATION	1,915.
004.092705.471202	FOOTBALL DONATIONS	50.
004.092705.421403	LACROSSE REGISTRATION	3,250.
004.031200.540000	PAL CONTRACTUAL EXPENSE	12,000.
004.031200.542220	ANNUAL AWARDS EXPENSE	250.
004.031200.542323	FOOTBALL SUPPLIES	1,000.
004.076250.542323	SOFTBALL SUPPLIES	1,400.
004.076250.542400	SOFTBALL UNIFORMS	2,850.
004.076250.543607	SOFTBALL UMPIRE EXPENSE	2,000.
004.031200.549000	FOOTBALL MISC.	2,400.
		<b>TO:</b>
004.031200.542400	FOOTBALL UNIFORM EXPENSE	\$1,850.
004.031200.543613	FOOTBALL REFEREE EXPENSE	2,500.
004.031250.542303	PAL FIRST AID SUPPLIES	500.
004.031250.549000	PAL MISC. EXPENSE	1,200.
004.073102.542400	IN-TOWN SOCCER UNIFORMS	2,600.
004.073102.542323	IN-TOWN SOCCER SUPPLIES	1,250.
004.073102.543603	IN-TOWN SOCCER REF. EXP.	1,700.
004.073103.542400	TRAVEL SOCCER, UNIFORM	1,200.
004.073103.542323	TRAVEL SOCCER, SUPPLIES	500.
004.073103.547525	TRAVEL SOCCER, LEAGUE FEES	1,900

AUGUST 6, 2002

RIVERHEAD P.A.L. BUDGET ADJUSTMENT CONTINUED:

PAGE 2

	TO:
004.073104.542400 LACROSSE UNIFORM	4,100.
004.073104.542323 LACROSSE SUPPLIES	415.
004.073104.543611 LACROSSE REF. EXPENSE	1,650.
004.076255.542400 BASEBALL UNIFORMS	2,000.
004.076255.542323 BASEBALL SUPPLIES	1,200.
004.076255.543612 BASEBALL UMPIRE FEES	2,600.
004.092705.421045 SOFTBALL REGISTRATION	3,550.
004.092705.471203 BASEBALL DONATIONS	4,550.
004.092705.471000 P.A.L. DONATION	10,000.

## THE VOTE

Sanders  Yes  NoBlass <sup>absent</sup>  Yes  NoDensieski  Yes  NoLull  Yes  NoKozakiewicz  Yes  No

Adopted

AUGUST 6, 2002

TOWN OF RIVERHEAD

Resolution # 828

MILL POND WATER EXTENSION

BUDGET ADOPTION

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

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

06.092705.421050.60096	DEVELOPER FEES	FROM: \$4,000.
406.083200.543501.60096	ENGINEERING EXPENSE	TO: 4,000.

THE VOTE

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

Adopted

AUGUST 6, 2002

TOWN OF RIVERHEAD

Resolution # 829

MILL POND COMMONS SEWER EXTENSION

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:

406.092705.421050.20016

DEVELOPER FEES

FROM:  
\$10,000.

406.081300.543504.20016

ENGINEERING EXPENSE

TO:  
\$10,000.

THE VOTE

Sanders  Yes  No

*absent*  
Blass  Yes  No

Densieski  Yes  No

Lull  Yes  No

Kozakiewicz  Yes  No

AUGUST 6, 2002

1523

Adopted

TOWN OF RIVERHEAD

Resolution # 830

GENERAL FUND

BUDGET ADJUSTMENT

COUNCILMAN LULL offered the following resolution,

which was seconded by COUNCILMAN DENYESKI

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

001.011100.524000	TOWN JUSTICE, EXPENSE	FROM:	\$3,500.
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001.011100.542100	TOWN JUSTICE, MISC SUPPLIES	TO:	\$500.
001.011100.542802	TOWN JUSTICE, LAW BOOKS		1,000.
001.011100.543905	TOWN JUSTICE, CONSULTANT		2,000.

THE VOTE

Sanders  Yes  No      Blass  Yes  No *Absent*

Densieski  Yes  No      Lull  Yes  No

Kozakiewicz  Yes  No

AUGUST 6, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 831

RIVERHEAD SEWER DISTRICT

BUDGET ADJUSTMENT

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

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

		<b>FROM:</b>	
114.0000000.390599	APPROPRIATED FUND BALANCE	\$10,500.	
			<b>TO:</b>
114.081300.541500	TRUCK REPAIRS		\$5,700.
114.081300.541100	BLDG. REPAIRS		2,500.
114.081300.546100	TELEPHONE EXPENSE		1,000.
114.081300.549000	MISC. EXPENSE		1,300.
		<b>FROM:</b>	
114.081300.524175	TRUCKS	\$12,000.	
			<b>TO:</b>
114.081300.524000	EQUIPMENT		\$12,000.

THE VOTE

Sanders  Yes  No

Blass  Yes  No *absent*

Densieski  Yes  No

Lull  Yes  No

Kozakiewicz  Yes  No

AUGUST 6, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 832

RIVERHEAD SCAVENGER WASTE DISTRICT

BUDGET ADJUSTMENT

COUNCILWOMAN SANDERS 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:

128.081890.546203	ELECTRICITY EXPENSE	<b>FROM:</b> \$9,000.
128.081890.524900	MISC. EQUIPMENT	<b>TO:</b> \$5,000.
128.081890.541400	EQUIPMENT REPAIR & MAINTANENCE	4,000.

THE VOTE

Sanders  Yes  No      Blass  Yes  No *absent*

Densieski  Yes  No      Lull  Yes  No

Kozakiewicz  Yes  No

AUGUST 6, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 833

2002 CORWIN BENJAMIN HOUSES

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:

406.075200.485500.40102  
406.075200.492000.40102

TRANSFER FROM C.D.B.G.  
NYSCAA GRANT

FROM:  
\$80,000.  
47,000.

406.075200.523011.40102 BUILDING IMPROVEMENT

TO:  
\$127,000.

THE VOTE

Sanders  Yes  No

Blass  Yes  No *absent*

Densieski  Yes  No

Lull  Yes  No

Kozakiewicz  Yes  No

AUGUST 6, 2002

Adopted

TOWN OF RIVERHEAD

Resolution # 834

RECREATION PROGRAM FUND

BUDGET ADJUSTMENT

COUNCILMAN DENSIESKI

offered the following resolution ,

which was seconded by COUNCILWOMAN SANDERS

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

006.073100.421046 SUMMER PROGRAM REVENUES

FROM:  
\$20,000.

006.073100.5186000 SEASONAL EMPLOYEES  
006.073100.542000 SUPPLIES  
006.073100.543405 TRAVEL EXPENSE

TO:  
\$10,000.  
1,000.  
9,000.

THE VOTE

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

*absent*

AUGUST 6, 2002

TOWN OF RIVERHEAD

Adopted

CREATION OF THE DESIGNATED FUND

TOWN BOARD SPECIAL PROGRAM FUND

RESOLUTION # 835

Councilwoman Sanders offered the following Resolutions which was seconded by Councilman Lull.

**WHEREAS,** Town Board wishes to establish a designated fund to be utilized to undertake special short duration programs as it determines to be beneficial to the citizens of the Town of Riverhead; and

**WHEREAS,** the funding source of this designated fund shall be all the revenues generated through environmental fine proceeds; and

**WHEREAS,** this designated fund will be part of the General Fund, and

**NOW, THEREFORE, BE IT RESOLVED,** that the **Town Board Special Program Fund** is hereby established and the following initial budget is hereby adopted.

024.012610.421072	ENVIRONMENTAL FINES	<b>FROM:</b> \$40,000.
		<b>TO:</b>
<b>024.070100.544260</b>	<b>ART WALK CONTRACTUAL EXPENSE</b>	<b>\$40,000</b>

THE VOTE

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

8/6/02

RESOLUTION# 836

ESTABLISHES FEES FOR THE CALVERTON SEWER DISTRICT

Adopted 08/06/2002

**COUNCILWOMAN SANDERS**

\_\_\_\_\_ offered the following resolution which was seconded by COUNCILMAN DENESKI,

WHEREAS, the Riverhead Town Code Section 89-15 provides the Town Board shall adopt fees for the Calverton Sewer District,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby enacts the following fees for the Calverton Sewer District:

Application or reapplication fee:	\$2,500.00
Connection permit fee:	\$ 250.00
Inspection fee, per liner foot of pipe installed:	\$ .75

and be it further

RESOLVED, that the Town Clerk shall forward certified copies of this resolution to Michael Reichel; Frank Russo at H2M; Building Department; Planning Department; Accounting; and Frank Isler, Esq.

THIS RESOLUTION PREPARED BY FRANK A. ISLER ON BEHALF OF THE CALVERTON SEWER DISTRICT

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

August 6, 2002

TOWN OF RIVERHEAD

RESOLUTION # 837

AUTHORIZES TOWN SUPERVISOR TO EXECUTE CHANGE ORDER NO. 2 FOR MUNICIPAL GARAGE MECHANICS MAINTENANCE FACILITY

COUNCILMAN DENCKESK offered the following resolution which was

seconded by COUNCILMAN LULL

WHEREAS, on January 15, 2002, the Riverhead Town Board adopted Resolution No. 93 entitled, "Awards Bid for Municipal Garage Addition and Alterations"; and

WHEREAS, the bid was awarded to Stuart Berger Construction Corporation in the amount of Seven Hundred Twenty Nine Thousand Two Hundred Ninety Seven & 00/100; and

WHEREAS, the consulting engineer, H2M Group, has recommended that additional work is required to add 8" CMU wall under mezzanine at separation between maintenance bays and storage area in the amount of \$5,401.95 and a reduction in door hardware allowance in the amount of -\$2,108.00 for a total net addition of \$3,293.95.

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor be and is hereby authorized to execute Change Order No. 2 in the amount of Three Thousand Two Hundred Ninety Three & 95/100 (\$3,293.95); and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Stuart Berger Construciton Corporation, 368 Ocean Avenue, Lynbrook, NY 11563, Robert Scheiner, AIA, Joseph L. Mile, AIA, H2M Group, 575 Broad Hollow Road, Melville, NY 11747, Kenneth Testa, P.E. and the Office of Accounting.

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

Adopted

8/6/02

TOWN OF RIVERHEAD

Resolution # 838

APPROVES APPLICATION OF DARKSIDE PRODUCTIONS INC.  
(HAUNTED HOUSE)

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

**WHEREAS**, Darkside Productions Inc. has submitted an application for the purpose of conducting a haunted house walk-through to be held at 5184 Rte. 25A, Wading River, New York between the hours of 12:00 noon and 12:00 midnight on the following dates;

September 27, 2002 through October 19, 2002; and

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

**WHEREAS**, the Town Attorney of the Town of Riverhead has reviewed all documents regarding said application.

**NOW THEREFORE BE IT RESOLVED**, that the application of Darkside Productions Inc. for the purpose of conducting a haunted house walk-through to be held at 5184 Rte. 25A, Wading River, New York between the hours of 12:00 noon and 12:00 midnight on the aforementioned dates, is hereby approved subject to the following conditions:

- 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;
- Issuance of Town of Riverhead Place of Assembly permit prior to opening to public;
- Approval from New York State Department of Labor prior to opening to public;
- Approval of parking plan by Riverhead Police Department; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Darkside Productions Inc., 4 Olive Street, Rocky Point, New York, 11778; the Riverhead Fire Marshal; the Wading River Fire District and the Riverhead Police Department.

**THE VOTE**

Sanders  Yes  No Bias  Yes  No  
 Densieski  Yes  No Lull  Yes  No  
 Kozakiewicz  Yes  No

THE RESOLUTION WAS  WAS NOT   
 THEREFORE  ADOPTED

Adopted

8/6/02

TOWN OF RIVERHEAD

Resolution # 839

APPROVES APPLICATION OF DARKSIDE PRODUCTIONS INC.  
(HAUNTED HOUSE)

COUNCILMAN LULL offered the following resolution, was seconded by  
COUNCILWOMAN SANDERS

WHEREAS, Darkside Productions Inc. has submitted an application for the purpose of conducting a haunted house walk-through to be held at 5184 Rte. 25A, Wading River, New York between the hours of 12:00 noon and 12:00 midnight on the following dates;

October 20, 2002 through November 3, 2002; and

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

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

NOW THEREFORE BE IT RESOLVED, that the application of Darkside Productions Inc. for the purpose of conducting a haunted house walk-through to be held at 5184 Rte. 25A, Wading River, New York between the hours of 12:00 noon and 12:00 midnight on the aforementioned dates, is hereby approved subject to the following conditions:

- 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;
- Issuance of Town of Riverhead Place of Assembly permit prior to opening to public;
- Approval from New York State Department of Labor prior to opening to public;
- Approval of parking plan by Riverhead Police Department; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Darkside Productions Inc., 4 Olive Street, Rocky Point, New York, 11778; the Riverhead Fire Marshal; the Wading River Fire District and the Riverhead Police Department.

D:\Laura\chap90\hhouse.res.doc

**THE VOTE**

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

Dansieski  Yes  No Lull  Yes  No

Kozakiewicz  Yes  No

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY ADOPTED

# Adopted

8/6/02

## TOWN OF RIVERHEAD

Resolution # 840

### APPROVES APPLICATION OF GREEN ISLAND DISTRIBUTOR

COUNCILMAN DENIENSKI offered the following resolution, was seconded by

COUNCILMAN LULL :

**WHEREAS**, Green Island Distributor has submitted an application for the purpose of conducting a horticultural exhibition to be held at 730 West Main Street, Riverhead, New York, between the hours of 9:30 a.m. and 4:00 p.m. on Thursday, September 5, 2002; and

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

**WHEREAS**, the Town Attorney of the Town of Riverhead has reviewed all documents regarding said application.

**NOW THEREFORE BE IT RESOLVED**, that the application of Green Island Distributor for the purpose of conducting a horticultural exhibit to be held at 730 West Main Street, Riverhead, New York, between the hours of 9:30 a.m. and 4:00 p.m. on Thursday, September 5, 2002 is hereby approved; and be it further

**RESOLVED**, that a fire safety inspection by the Riverhead Town Fire Marshal is required prior to the opening of this event to the public. The Riverhead Town 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 is hereby authorized to forward a certified copy of this resolution to Green Island Distributor, 730 West Main Street, Riverhead, New York, 11901; the Riverhead Fire Marshal and the Riverhead Police Department.

**THE VOTE**

Sanders  Yes  No Blass  Yes  No *absent*

Denieski  Yes  No Lull  Yes  No

Kozakiewicz  Yes  No

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY ADOPTED

# Adopted

8/6/02

## TOWN OF RIVERHEAD

Resolution # 841

### APPROVES APPLICATION OF PC RICHARD & SONS

**COUNCILMAN LULL**

offered the following resolution, was seconded by

**COUNCILMAN DENESKI**

**WHEREAS**, PC Richard & Sons has submitted an application for the purpose of erecting a tent for the display and sale of their products at the location of 894 Old Country Road, Riverhead, New York, to be held on August 20, 2002 through September 3, 2002 between the hours of 9:00 a.m. and 9:30 p.m.; and

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

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

**NOW THEREFORE BE IT RESOLVED**, that the application of PC Richard & Sons for the purpose of erecting a tent for the display and sale of their products at the location of 895 Old Country Road, Riverhead, New York, to be held on August 20, 2002 through September 3, 2002 between the hours of 9:00 a.m. and 9:30 p.m., is hereby approved; and be it further

**RESOLVED**, that a fire safety inspection by the Town Fire Marshal is required prior to the opening of this event to the public. 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 PC Richard & Sons, 150 Price Parkway, Farmingdale, New York, 11735; the Riverhead Fire Marshal and the Riverhead Police Department.

**THE VOTE** *Abend*

Sanders	<input checked="" 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			

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY ADOPTED

# Adopted

8/6/02

## TOWN OF RIVERHEAD

Resolution # 842

### APPROVES APPLICATION OF PC RICHARD & SONS

**COUNCILMAN LULL**

\_\_\_\_\_ offered the following resolution, was seconded by

**COUNCILMAN DENSIESKI**

**WHEREAS**, PC Richard & Sons has submitted an application for the purpose of erecting a tent for the display and sale of their products at the location of 894 Old Country Road, Riverhead, New York, to be held on September 4, 2002 through September 17, 2002 between the hours of 9:00 a.m. and 9:30 p.m.; and

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

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

**NOW THEREFORE BE IT RESOLVED**, that the application of PC Richard & Sons for the purpose of erecting a tent for the display and sale of their products at the location of 895 Old Country Road, Riverhead, New York, to be held on September 4, 2002 through September 17, 2002 between the hours of 9:00 a.m. and 9:30 p.m., is hereby approved; and be it further

**RESOLVED**, that a fire safety inspection by the Town Fire Marshal is required prior to the opening of this event to the public. 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 PC Richard & Sons, 150 Price Parkway, Farmingdale, New York, 11735; the Riverhead Fire Marshal and the Riverhead Police Department.

**THE VOTE** *absent*

Senders	<input checked="" 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

THE RESOLUTION WAS  ADOPTED  WAS NOT ADOPTED

# Adopted

8/6/02

## TOWN OF RIVERHEAD

Resolution # 843

### APPROVES APPLICATION OF M-GBC, LLC (AIR DISPLAY - GRUMMAN)

COUNCILMAN LULL offered the following resolution, was seconded by

COUNCILWOMAN SANDERS :

**WHEREAS**, M-GBC, LLC has submitted an application for the purpose of conducting an American Heritage Air Display to be held at Enterprise Park at Calverton, Grumman Boulevard, Calverton, New York, on August 10, 2002, having a rain date of August 11, 2002, between the hours of 10:00 a.m. and 4:00 p.m.; and

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

**WHEREAS**, the Town Attorney of the Town of Riverhead has reviewed all documents regarding said application.

**NOW THEREFORE BE IT RESOLVED**, that the application of M-GBC, LLC for the purpose of conducting an American Heritage Air Display to be held at Enterprise Park at Calverton, Grumman Boulevard, Calverton, New York, on August 10, 2002, having a rain date of August 11, 2002, between the hours of 10:00 a.m. and 4:00 p.m., is hereby approved; and be it further

**RESOLVED**, that a fire safety inspection by the Town Fire Marshal is required prior to the opening of this event to the public. 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 M-GBC, LLC, c/o Burman Properties, 2545 Hempstead Turnpike, Suite 401, East Meadow, New York, 11554; the Riverhead Fire Marshal; the Riverhead Police Department and the Office of the Town Attorney.

**THE VOTE**

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

*absent*

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

072113-03181P

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town, on August 6, 2002, at 2:00 o'clock P.M., Prevailing Time.

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

PRESENT:

Supervisor Robert Kozakiewicz  
Councilwoman Rose Sanders  
Councilman Edward Densieski  
Councilman James Lull

Town Attorney Dawn Thomas  
Town Clerk Barbara Grattan

ABSENT:

Councilwoman Barbara Blass

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

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

BOND RESOLUTION DATED AUGUST 6, 2002.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$57,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE PREPARATION OF A FACILITY PLAN FOR THE CALVERTON SEWER DISTRICT'S PROPOSED ADVANCED WASTEWATER TREATMENT FACILITY.

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

Section 1. For the specific object or purpose of paying the cost of the preparation of a facility plan for the Calverton Sewer District's proposed Advanced Wastewater Treatment Facility in the Town of Riverhead, Suffolk County, New York, there are hereby authorized to be issued \$57,000 serial bonds of the Town of Riverhead, Suffolk County, New York, pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object or purpose is \$57,000, and that the plan for the financing thereof shall be by the issuance of the \$57,000 serial bonds authorized pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is five years, pursuant to subdivision 62 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will not exceed five years.

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

be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

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

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

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the

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

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

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

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This resolution, which takes effect immediately, shall be published in full in The Suffolk Life, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

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

<u>Councilwoman Sanders</u>	<u>VOTING</u>	<u>YES</u>
<u>Councilman Densieski</u>	<u>VOTING</u>	<u>YES</u>
<u>Councilman Lull</u>	<u>VOTING</u>	<u>YES</u>
<u>Councilwoman Blass</u>	<u>VOTING</u>	<u>absent</u>
<u>Supervisor Kozakiewicz</u>	<u>VOTING</u>	<u>YES</u>

The resolution was thereupon declared duly adopted.

\* \* \* \*

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

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

That I have compared the annexed extract of the minutes of the meeting of the Town Board  
 of said Town, including the resolution contained therein, held on August 6, 2002, with the original  
 thereof on file in my office, and that the same is a true and correct transcript therefrom and of the  
 whole of said original so far as the same relates to the subject matters therein referred to.

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

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

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

<u>Newspaper and/or other news media</u>	<u>Date given</u>
SUFFOLK COUNTY LIFE	AUGUST 7, 2002

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 7, 2002

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town on August 7th, 2002.



Town Clerk

August 6, 2002

**TOWN OF RIVERHEAD**

Resolution # 845

**ACCEPTS DRAFT ENVIRONMENTAL IMPACT STATEMENT  
SUPPORTING THE SPECIAL PERMIT PETITION OF ROUTE 58,  
RIVERHEAD LLC (RIVERHEAD MARQUEE PLAZA) AND  
AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF  
PUBLIC HEARING**

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

**WHEREAS**, the Town Board of the Town of Riverhead is in receipt of special permit petitions from Stuart Stein, Esq. on behalf of Route 58, Riverhead, LLC to allow the construction of a multi-screen indoor theater and two (2) restaurants upon real property located at Route 58, Riverhead, New York; such real property more particularly described as Suffolk County Tax Map Nos. 0600-101-1-3 and 0600-119-1-6, and

**WHEREAS**, by resolution dated March 5, 2002, the Riverhead Town Board did determine the petition to be a Type I action pursuant to 6 NYCRR Part 617 and did require the preparation of a Draft Environmental Impact Statement (DEIS), and

**WHEREAS**, the Riverhead Town Board is in receipt of a DEIS supporting the subject petition prepared by Nelson, Pope and Voorhis, dated July, 2002, and

**WHEREAS**, the Planning Department has provided this Board with a memorandum recommending the acceptance of the DEIS, and

**WHEREAS**, the Town Board has carefully considered the merits of the aforementioned DEIS, now

**THEREFORE BE IT**

**RESOLVED**, that the Town Board hereby accepts the preliminary DEIS submitted in support of the special permit petition of Route 58, Riverhead, LLC as prepared by Nelson, Pope and Voorhis and dated July, 2002, as satisfactory and complete with respect to scope, content and adequacy, and

**BE IT FURTHER**

**THE VOTE**  
Sanders  Yes  No    Blass  Yes  No  
Deneski  Yes  No    Luff  Yes  No  
Kozakiewicz  Yes  No  
THE RESOLUTION WAS  WAS NOT   
THEREFORE  ADOPTED

**RESOLVED**, that the Planning Department be directed to prepare those notices of acceptance as prescribed by 6NYCRR Part 617.2, and

**BE IT FURTHER**

**RESOLVED**, that a certified copy of this resolution be forwarded to the Town Attorney, the Planning Department and Stuart Stein, Esq. as attorney for the applicant, and

**BE IT FURTHER**

**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.

**TOWN OF RIVERHEAD  
NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE**, that a public hearing will be held on the 28th day of August, 2002 at 3:00 o'clock p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to consider the Draft Environmental Impact Statement as prepared by Nelson, Pope and Voorhis, LLC and dated July, 2002 submitted in support of the special permit petitions of Route 58, Riverhead LLC (Riverhead Marquee Plaza) in order to allow the construction of a multi-screen indoor theater and two (2) restaurants upon real property located at Route 58, Riverhead, New York; such real property more particularly described as Suffolk County Tax Map Parcel Numbers 0600-101-1-3 and 0600-119-1-6.

DATED: August 6, 2002  
Riverhead, New York

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, TOWN CLERK

Adopted

August 6<sup>th</sup>, 2002

RESOLUTION# 846

**APPROVES AMENDED ELEVATIONS OF WINDCREST EAST  
(FORMERLY MID ROAD PROPERTIES)**

COUNCILMAN LULL offered the following resolution,

which was seconded by COUNCILWOMAN SANDERS.

WHEREAS, by Resolution Number 1256 of 2001 of the Riverhead Town Board did approve a site plan and elevations submitted by Mid Road Properties, LLC for a Multi-Family Retirement Community, located at northerly side of Middle Road, Riverhead, New York 11901, known and designated as Suffolk County Tax Map Number 0600-81-1-1.1; and

WHEREAS, Peter Danowski, Esq., attorney for the applicant, has requested that the Town Board amend the aforementioned elevation drawing approval in order to provide for two additional models; and

WHEREAS, that the Riverhead Town Board hereby approves those elevation drawings prepared by Jerold L. Axelrod, R.A., dated July 10<sup>th</sup>, 2002; and

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

WHEREAS, Town Board has reviewed the elevations aforementioned.

NOW, THEREFORE BE IT

RESOLVED, that in the mater of the site plan application of Windcrest East (formerly Mid Road Properties), the Riverhead Town Board hereby declares itself to be Lead Agency and further determines the Action to be Type II pursuant to 6NYCRR Part 617.

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter Danowski, Esq., attorney for applicant, the Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

PLANNING DEPARTMENT

**THE VOTE**

Sanders  Yes  No    Blass  Yes  No

Donsieski  Yes  No    Lull  Yes  No

Kozakiewicz  Yes  No

THE RESOLUTION  WAS NOT  
THEREUPON ADOPTED

August 6<sup>th</sup>, 2002

RESOLUTION # 847

APPROVES AMENDED ELEVATIONS OF SUNKEN PONDS  
Phase III

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

WHEREAS, by Resolution Number 1257 dated December 18<sup>th</sup>, 2001, the Riverhead Town Board did approve the amended site plan of Sunken Ponds, Inc. to allow for the remaining two phases (Section 2 and Section 3), located at the north side Middle Road, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-92-209.4; and

WHEREAS, Sunken Pond Estates, Inc. has requested that the Town Board amend the aforementioned elevation drawing approval in order to provide for new elevations for Phase III - Victorian six unit cluster (materials and colors are to remain the same as previously approved); and

WHEREAS, that the Riverhead Town Board hereby approves those elevation drawings prepared by George Martin Dirr, R.A. and dated June 4<sup>th</sup>, 2002; and

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

WHEREAS, the Town Board has reviewed the elevations aforementioned.

NOW, THEREFORE BE IT

RESOLVED, that in the matter of the site plan application of Sunken Ponds, Inc., the Riverhead Town Board hereby declares itself to be Lead Agency and further determines the Action to be pursuant to 6NYCCR Part 617 and that an Environmental Impact Statement need not be prepared.

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Charles Cuddy, Esq., attorney for applicant, 446 Griffing Avenue, Riverhead, New York 11901, the Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

THE VOTE

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

August 6th, 2002

## TOWN OF RIVERHEAD

Resolution # 848

### APPROVES SITE PLAN OF EMPIRE GAS STATION

COUNCILWOMAN SANDERS offered the following resolution,

which was seconded by COUNCILMAN DENESKI:

**WHEREAS**, a site plan and elevations were submitted by Michael Papsidero, Agent for Empire Gas Station, to replace existing pump islands, dispensers, install a new 6,000 gallon storage tank and new canopy to an existing gas station, located at 640 Old Country Road, Riverhead, New York 11901, known and designated as Suffolk County Tax Map Number 0600-84-1-11; and

**WHEREAS**, the Planning Department has reviewed the site plan dated May 2nd, 2002, as prepared by Harry Armen, Jr., P.E., and elevations dated August 1st, 2002, as prepared by Harry Armen, Jr., P.E., and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

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

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

**WHEREAS**, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 0130 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 Michael Papsidero, Agent the Riverhead Town Board hereby declares itself to be the Lead Agency and further determines the Action to be Type II pursuant to 6NYCRR Part 617.

### **BE IT FURTHER**

PLANNING DEPARTMENT

THE VOTE *absent*

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

THE RESOLUTION WAS  WAS NOT   
THEREUPON DULY ADOPTED

**RESOLVED**, that the site plan and elevations submitted by Michael Papsidero, Agent for Empire Gasoline Station to replace existing pump islands, dispensers, install a new 6,000 gallon storage tank and new canopy to an existing gas station, located at 640 Old Country Road, Riverhead, New York 11901, site plan dated May 2nd 2002, as prepared by Harry Armen, Jr., P.E., and elevations dated August 1st, 2002, as prepared by Harry Armen, Jr., P.E., be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

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

filing of this document, Thomas J. Gorman hereby authorizes and consents to the Town of Riverhead to enter premises at 640 Old Country Road, Riverhead, New York 11901, to enforce said handicapped parking regulations;

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

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Michael Papsidero, 6 Purdue Road, Glen Cove, New York 11542, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

## DECLARATION AND COVENANTS

**THIS DECLARATION**, made the \_\_\_\_\_ day of \_\_\_\_\_, 2002, made by Thomas J. Gorman, residing at Love Lane, Mattituck, New York 11952, Declarant:

### W I T N E S S E T H:

**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, Thomas J. Gorman hereby authorizes and consents to the Town of Riverhead to enter premises at 640 Old Country Road, Riverhead, New York 11901, 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.

\_\_\_\_\_

Thomas J. Gorman

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 6th, 2002

# Adopted

## TOWN OF RIVERHEAD

Resolution # 849

### APPROVES SITE PLAN OF JEJOPE, LLC.

COUNCILMAN LULL

offered the following resolution,

which was seconded by COUNCILWOMAN SANDERS:

**WHEREAS**, a site plan and elevations were submitted by Peter S. Danowski, Esq., for for the construction of a 7,920 sq. ft. professional office building located at northwest corner of Union Avenue and Main Road (SR25), Aquebogue, New York 11931, known and designated as Suffolk County Tax Map Number 0600-85-2-111.3; and

**WHEREAS**, the Planning Department has reviewed the site plan dated May 2nd, 2002, as prepared by Donald A. Denis, AIA., and elevations dated May 2nd, 2002, as prepared by Donald A. Denis, AIA., 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 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 Peter S. Danowski, Esq., the Riverhead Town Board hereby declares itself to be the Lead Agency and further determines the Action to be Unlisted pursuant to 6NYCRR Part 617 and that an Environmental Impact Statement need not be prepared.

### **BE IT FURTHER**

PLANNING DEPT.

**THE VOTE**

Sanders	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Bless	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Densleski	<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   
THEREFORE IT WAS ADOPTED

**RESOLVED**, that the site plan and elevations submitted by Peter S. Danowski, Esq., for for the construction of a 7,920 sq. ft. professional office building located at northwest corner of Union Avenue and Main Road (SR25), Aquebogue, New York 11931, site plan dated May 2nd, 2002, as prepared by Donald A. Denis, AIA., and elevations dated May 2nd, 2002, as prepared by Donald A. Denis, AIA., be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

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

Riverhead to enter premises at northwest corner of Union Avenue and Main Road (SR25), Aquebogue, New York 11931, to enforce said handicapped parking regulations;

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

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Esq., 616 Roanoke Avenue, PO Box 779, Riverhead, New York 11901, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

August 6th, 2002

# Adopted

## TOWN OF RIVERHEAD

Resolution # 850

### APPROVES PHASED SITE PLAN OF BARBARA WOODHULL AND MICHELLE HULSE

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

**WHEREAS**, a site plan and elevations were submitted by Peter Danowski, Esq., attorney for the applicant, for Phase 1 construction of a 5,000 sq. ft. office building, located at the east side of Harrison Avenue, Riverhead, New York, 11901 known and designated as Suffolk County Tax Map Number 0600-108-4-4; and

**WHEREAS**, the Planning Department has reviewed the site plan dated April 8th, 2002, as prepared by Howard Young, L.S., and elevations dated January 2nd, 2002, as prepared by Charles M. Thomas, 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 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 Peter Danowski, Esq., attorney for the applicants, the Riverhead Town Board hereby declares itself to be the Lead Agency and further determines the Action to be Type II pursuant to 6NYCRR Part 617.

### BE IT FURTHER

PLANNING DEPARTMENT

<b>THE VOTE</b>			
Sanders	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Blass <input checked="" type="checkbox"/> Absent
Denski	<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 BEING ADOPTED

**RESOLVED**, that the site plan and elevations submitted by Peter Danowski, Esq., attorney for the applicant, for Phase 1 construction of a 5,000 sq. ft. office building, located at the east side of Harrison Avenue, Riverhead, New York, site plan dated April 8th, 2002, as prepared by Howard Young, L.S., and elevations dated January 2nd, 2002, as prepared by Charles M. Thomas, R.A., be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

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

consents to the Town of Riverhead to enter premises at the east side of Harrison Avenue, Riverhead, New York, to enforce said handicapped parking regulations;

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

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter Danowski, Esq., attorney for the applicant, 616 Roanoke Avenue, Box 779, Riverhead, New York 11901, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

Adopted

August 6, 2002

TOWN OF RIVERHEAD

Resolution # 851

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING - SPECIAL PERMIT PETITION OF LITTLE FLOWER CHILDREN'S SERVICES

COUNCILMAN LULL

offered the following resolution which

was seconded by COUNCILMAN DENESKI

WHEREAS, the Town Board of the Town of Riverhead is in receipt of a special permit petition from Little Flower Children's Services, pursuant to Sections 108-3 and 108-51A of the Riverhead Town Code, for the construction of a 15,165 square foot respite care and infirmary building as part of an existing child care facility on a parcel zoned Residence A; such property more particularly described as Suffolk County Tax Map Number 0600-36-1-2, and

WHEREAS, the Riverhead Town Board by resolution No. 307 of 2002 did declare themselves to be the Lead Agency, and

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

WHEREAS, the Town Board desires to hold a public hearing upon this matter at this time, now

THEREFORE, BE IT

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

Planning/rh

THE VOTE Sanders  Yes  No Blass  Yes  No  
Densieski  Yes  No Lull  Yes  No  
Kozakiewicz  Yes  No  
THE RESOLUTION WAS  WAS NOT   
THEREUPON 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, 2002 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 building upon real property located at North Wading River Road, Wading River; more particularly described as Suffolk County Tax Map Parcel Number 0600-36-1-2.

DATED: August 6, 200  
Riverhead, New York

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, TOWN CLERK

# Adopted

8/6/02

## TOWN OF RIVERHEAD

Resolution # 852

### ACCEPTS THE DONATION OF PROPERTY OWNED BY MARTIN BASS (MAIN ROAD, AQUEBOGUE)

COUNCILMAN LULL offered the following resolution, was seconded by

COUNCILWOMAN SANDERS :

**WHEREAS**, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider the acceptance of a donation to the Town of Riverhead of property located on Main Road, Aquebogue, New York, further described as Suffolk County Tax Map #0600-67-2-26.1 owned by Martin Bass; and

**WHEREAS**, a public hearing was held on the 16th day of July, 2002, at 7:05 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 the Riverhead Town Board hereby accepts the donation of property located on Main Road, Aquebogue, New York, to the Town of Riverhead, further described as Suffolk County Tax Map #0600-67-2-26.1 owned by Martin Bass; and be it further

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

**RESOLVED**, that the Town Clerk is hereby directed to forward a certified copy of the resolution to Peconic Land Trust, Attn: Julie Westnofske; the Office of the Supervisor; the Town Attorney's Office, the Assessor's Office and the Tax Receiver's Office.

**THE VOTE**

Sanders  Yes  No  Absent

Densleski  Yes  No  Yes  No

Kozakiewicz  Yes  No

Lull  Yes  No

**THE RESOLUTION WAS NOT ADOPTED**

**TOWN OF RIVERHEAD  
NOTICE OF ADOPTION**

**PLEASE TAKE NOTICE**, that the Town Board of the Town of Riverhead hereby accepts the offer of a donation of property located on Main Road, Aquebogue, New York, further described as Suffolk County Tax Map #0600-67-2-26.1, owned by Martin Bass, at its regular meeting held on August 6, 2002.

Dated: Riverhead, New York  
August 6, 2002

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

8/6/02

# Adopted

## TOWN OF RIVERHEAD

Resolution # 853

### ACCEPTS OFFER OF SALE OF DEVELOPMENT RIGHTS (ROBIN GIBBS)

COUNCILMAN DENESKI offered the following resolution, which was seconded

by COUNCILWOMAN SANDERS :

**WHEREAS**, the Riverhead Farmland Preservation Committee ("the Committee") has received an offer for sale of development rights from Robin Gibbs, consisting of 28.9 acres of real property located on Edwards Avenue, Calverton, New York, such real property more particularly described as Suffolk County Tax Map Number 0600-117-1-p/o 5 ; and

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

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

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

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

**RESOLVED**, that the Town Board hereby authorizes the Supervisor to execute a contract for purchase of development rights from the subject properties in an amount not to exceed Thirty Five Thousand (\$35,000.00) Dollars per acre; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr., Esq., 616 Roanoke Avenue, P.O. Box 779, Riverhead, New York, 11901; the Farmland Preservation Committee; Peconic Land Trust, Attn: Julie Westnofske, 296 Hampton Road, P.O. Box 1776, Southampton, New York, 11968; the Planning Department; the Assessor's Office; the Tax Receiver's Office; the Accounting Office and the Office of the Town Attorney.

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

THE RESOLUTION WAS ADOPTED

08/06/02

# Adopted

## TOWN OF RIVERHEAD

Resolution # 854

### AUTHORIZES THE SUPERVISOR TO EXECUTE AN AGREEMENT WITH LANDAUER REALTY GROUP TO CONDUCT A FULL APPRAISAL OF ENTERPRISE PARK AT CALVERTON

COUNCILMAN DENESKSI offered the following resolution, was seconded by

COUNCILMAN LULL :

**WHEREAS**, The Town Board of the Town of Riverhead has agreed that it would be prudent to obtain an appraisal of the approximately 2,200 acres that remains in Town ownership at Enterprise Park at Calverton in order to better plan for the further redevelopment, and

**WHEREAS**, Landauer Realty, Inc., has submitted a proposal to provide appraisal services as set forth above,

**NOW, THEREFORE, be it hereby**

**RESOLVED** that the Town Board authorizes the Supervisor to execute an agreement between Landauer Realty Group, Inc., a Grubb & Ellis Company, to provide the Town Board with a full appraisal of the 2,200 acres of town owned vacant land that is within the Enterprise Park at Calverton, Suffolk County, New York, and be it further

**RESOLVED**, that the fee for the appraisal to be conducted by Landauer Realty Group, Inc., shall not exceed \$11,000.00, with out of pocket expenses not to exceed \$2,000.00. Additional services as set forth in the agreement shall be provided only with written authorization by the Town Board in writing and will be billed at Standard Hourly Rates per the attached rate sheet, and be it further,

**RESOLVED**, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Landauer Realty Group, Inc., 55 East 59<sup>th</sup> Street, Fourth Floor, New York, New York 10022, the Town Attorney and the Office of Accounting.

**THE VOTE**

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

THE RESOLUTION WAS  WAS NOT

# Tabled

8/6/02

Resolution # 855

**AUTHORIZES THE SUPERVISOR TO EXECUTE A LICENSE AGREEMENT BETWEEN THE TOWN OF RIVERHEAD AND THE GENERAL PREMIUM CORP.**

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

WHEREAS, Steven Achilich, as president of the General Premium Corp., as Licensee, wishes to develop original artwork depicting the activities of biking, skateboarding, and roller blading at the Skate Park in Stotsky Park in the Town of Riverhead subject to the approval of the Town of Riverhead as Licensor; and

WHEREAS, the Licensee further wishes to manufacture certain products and promotional items depicting the aforementioned artwork, including the Skate Park at Stotsky Park and the Seal of the Town of Riverhead subject to the approval of the Licensor; and

WHEREAS, the Licensee further wishes to market and sell those products and promotional items at the Skate Park at Stotsky Park and apportion the sale proceeds between the Licensee and Licensor; and

WHEREAS, the Licensing of such products and promotional items will help promote the Skate Park at Stotsky Park and the Town of Riverhead as well as provide future funding to help offset the cost of future maintenance of the Skate Park at Stotsky Park ;

**NOW THEREFORE BE IT HEREBY RESOLVED**, that the Supervisor is hereby authorized to execute the License Agreement between the Town of Riverhead and the General Premium Corp.; and be it further

**RESOLVED**, that the Town Clerk is hereby directed to forward a certified copy of this resolution to the Office of the Supervisor, the Office of the Town Attorney, the Accounting Department and the Recreation Department

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

ALL MEMBERS IN FAVOR OF TABLING THE RESOLUTION.

THE VOTE *absent*

Sanders  Yes \_\_\_ No \_\_\_ Blass  Yes \_\_\_ No \_\_\_

Densieski  Yes \_\_\_ No \_\_\_ Lull  Yes \_\_\_ No \_\_\_

Kozaklewicz  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS \_\_\_ WAS NOT \_\_\_

THEREUPON DULY ADOPTED

# Tabled

08/06/02

TOWN OF RIVERHEAD

Resolution # 856

APPOINTS JAMES F. GESUALDI, ESQ., SPECIAL COUNSEL WITH RESPECT TO STATE ENVIRONMENTAL QUALITY REVIEW IN CONNECTION WITH THE SUBDIVISION APPLICATION OF MGBC-LLC

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

WHEREAS, M-GBC-LLC has made application for a major subdivision for property it owns at Enterprise Park at Calverton (EPCAL), and

WHEREAS, the Town Board is required to make environmental determinations with respect to the subdivision application pursuant to the State Environmental Quality Review Act (SEQRA),

NOW, THEREFORE

BE IT HEREBY RESOLVED, that the James F. Gesuadi, Esq. be retained as special counsel for the purpose of assisting the Town Board in processing the M-GBC, LLC subdivision application pursuant to SEQRA; and be it further

RESOLVED, that the Riverhead Town Board hereby approves the attached Retainer Agreement from James F. Gesualdi, Esq., and be it further

RESOLVED, that the Riverhead Town Board hereby authorizes the Supervisor to execute the attached Retainer Agreement; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to the James F. Gesualdi, Esq., 52 Wingham Road, Islip, New York 11751; the Office of the Town Attorney and the Office of Accounting

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

# Adopted

8/6/02

RESOLUTION # 857

TOWN OF RIVERHEAD

ORDER ESTABLISHING EXTENSION 73  
TO THE RIVERHEAD WATER DISTRICT  
KULESA SUBDIVISION

Adopted 08/06/2002

Councilperson COUNCILMAN LULL offered the following  
resolution which was seconded by Councilperson COUNCILMAN DENI<sup>E</sup>SKI,

WHEREAS, a petition has been filed by developers for the Kulesa Subdivision covering property located along the westerly side of Twomey Avenue, just south of its intersection with Deep Hole Road, to provide water facilities to their parcel of land located just outside the boundaries of the existing Water District, and

WHEREAS, a map and plan detailing the proposed construction of water mains and appurtenances has been prepared by H2M, consulting engineers to the Riverhead Water District for an extension to the Riverhead Water District to be known as Extension No. 73, and

WHEREAS, the cost for the installation of said mains and appurtenances shall be borne solely by the developer with no portion thereof to be borne by the district as a whole, and

WHEREAS, the cost of the proposed extension is \$13,000, to be borne by the applicant and no public monies shall be expended for this extension, and

WHEREAS, the petitioner will be required to pay key money in the amount of \$5,000, and

WHEREAS, the Town Board called a public hearing for June 18, 2002, which hearing was held and all persons wishing to be heard were heard,

NOW, THEREFORE, BE IT

RESOLVED that the Town Board, upon the proceeding and record of the hearing had herein, determines that the extension to the Riverhead Water District to be known as Extension No. 73 as shown on Exhibit A attached is in the best interest of the district and will benefit the property to be served, which extension shall serve property located along the westerly side of Twomey Avenue, just south of its intersection with Deep Hole Road, and

THIS RESOLUTION PREPARED BY FRANK ISLER FOR THE BOARD

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

THE RESOLUTION WAS  WAS NOT  
THERE  ADOPTED

BE IT FURTHER RESOLVED that the Town Board determines that the installation of the water mains and appurtenances is a Type II action pursuant to the State Environmental Quality Review Act which will not have a significant impact upon the environment, and

BE IT FURTHER RESOLVED, that this extension is conditioned and shall not become effective until the conditions contained herein are complied with, and

BE IT FURTHER RESOLVED, that the cost of installation of said mains and appurtenances is \$13,000, all being constructed subject to the following conditions:

1. The owners grant a permanent, unobstructed subsurface easement for the installation and maintenance of water mains and appurtenances within the proposed extension;

2. The developer has deposited cash, bank or certified check with the Town of Riverhead prior to the award of the bid covering the cost of construction in the amount of \$13,000 and key money in the amount of \$5,000;

3. That the petitioner execute an acknowledgment evidencing their acceptance of the terms and conditions of this resolution and agree to be bound by it before it shall become effective; such acknowledgment to be filed with the Town Clerk, and it is further

RESOLVED, that when the conditions called for herein have been completed, the Town Clerk shall cause a copy of this Order to be recorded in the Office of the Clerk of Suffolk County and filed with the New York State Comptroller, and it is further

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

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

EXHIBIT "A"  
RIVERHEAD WATER DISTRICT  
PROPOSED EXTENSION NO. 73  
KULESA SUBDIVISION  
DESCRIPTION OF EXTENSION

MAY 2002

All this certain lot, parcel of land, said property being known as Section 099, Block 002, part of Lot 23.1 situated and lying and being at Riverhead, Town of Riverhead, County of Suffolk and State of New York, bounded and described as follows:

BEGINNING at a point formed by the westerly right-of-way line of Twomey Avenue and the southerly right-of-way line of May Drive.

Traveling southerly along the westerly right-of-way of Twomey Avenue a distance of approximately 203 feet to a point formed by the westerly right-of-way of Twomey Avenue and the northerly property line of Section 099, Block 002, Lot 023.1. This being the POINT OF BEGINNING.

From said POINT OF BEGINNING, running southerly along the westerly right-of-way of Twomey Avenue the following bearing and distance:

South 20° - 26' - 00" East;                      175.71 feet

to a point located along the westerly right-of-way of Twomey Avenue.

THENCE running westerly along a line running parallel to the northerly property line of Section 099, Block 002, Lot 023.1 the following bearing and distance:

North 74° - 44' - 00" West;                      602.01 feet

to a point formed the southerly property line of Section 099, Block 002, Lot 023.1 and the easterly property line of Section 099, Block 002, Lot 023.2.

THENCE running northerly along the westerly property line of Section 099, Block 002, Lot 023.1 the following bearing and distance:

North 20° - 26' - 00" West;                      175.71 feet

to a point formed by the northerly property line of Section 099, Block 002, Lot 023.1 and the easterly property line of Section 099, Block 002, Lot 23.2.

THENCE running easterly along the northerly property line of Section 099, Block 002, Lot 023.1 the following bearing and distance:

South 74° - 44' - 00" East;                      602.01 feet

to a point formed by the northerly property line of Section 099, Block 002, Lot 023.1 and the westerly right-of-way of Twomey Avenue. This being the said POINT OF BEGINNING.

**END OF DESCRIPTION**

# Adopted

8/6/02

## TOWN OF RIVERHEAD

Resolution # 858

### ADOPTS A LOCAL LAW AMENDING CHAPTER 108 ENTITLED, "ZONING" OF THE RIVERHEAD TOWN CODE (COUNTRY INNS)

COUNCILMAN LULL offered the following resolution, was seconded by

COUNCILWOMAN SANDERS :

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

**WHEREAS**, a public hearing was held on the 2nd day of July, 2002 at 7:20 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

**NOW THEREFORE BE IT RESOLVED**, that a local law amending Chapter 108 "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 Suffolk County Life and to post same on the signboard at Town Hall; and be it further

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

**THE VOTE**

Sanders  Yes  No Blass  Yes  No *absent*

Densleski  Yes  No Lull  Yes  No

Kozakiewicz  Yes  No

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY ADOPTED

**TOWN OF RIVERHEAD  
NOTICE OF ADOPTION**

**PLEASE TAKE NOTICE**, that the Town Board of the Town of Riverhead adopted a local law amending Chapter 108 entitled, "Zoning" of the Riverhead Town Code at its regular meeting held on August 6, 2002 as follows:

Article XXV  
Recreational District

§ 108-125. Uses.

B. Special permit uses. Special permit uses set forth herein shall be subject to the approval of the Town Board pursuant to the definition of "special permit" specified in § 108-3 of this chapter:

- (1) Multiple-family dwellings, condominiums, apartment houses and garden apartments, designed so as to provide both residential and recreational facilities.
- (2) Motels and boatels.
- (3) Any other recreational use, by special permit of the Town Board.
- (4) Day-care centers or nursery schools, by special permit of the Town Board.
- (5) Country Inns.

Dated: Riverhead, New York  
August 6, 2002

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

BARBARA GRATTAN, Town Clerk

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

August 6, 2002

TOWN OF RIVERHEAD

Resolution # 859

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE FOR A LOCAL LAW TO ADD ARTICLE XXVI-A ENTITLED "SPECIAL PERMITS" TO CHAPTER 108 OF THE CODE OF THE TOWN OF RIVERHEAD**

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

**RESOLVED**, the Town Clerk be and is hereby authorized to publish the attached public notice to consider a local law adding Article XXVI-A entitled "Special Permits" to Chapter 108 of the code of the Town of Riverhead once in the August 14, 2002 issue of the Suffolk Life, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Riverhead Planning Department; the Riverhead Planning Board; the Riverhead Building Department; the Office of the Town Supervisor and the Office of the Town Attorney.

**THE VOTE**

Sanders ✓ Yes \_\_\_ No \_\_\_ Bless \_\_\_ Yes \_\_\_ No \_\_\_ *Robert*

Densleski ✓ Yes \_\_\_ No \_\_\_ Luff ✓ Yes \_\_\_ No \_\_\_

Kozakiewicz ✓ Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS NOT ADOPTED

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

**PLEASE TAKE NOTICE** that a public hearing will be held before the Town Board of the Town of Riverhead at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on the 3rd day of September, 2002 at 7:15 p.m. to consider a local law to adding Article XXVI-A entitled "Special Permits" to Chapter 108 of the Code of the Town of Riverhead of the Code of the Town of Riverhead.

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

Dated: Riverhead, New York  
August 6, 2002

BY ORDER OF THE BOARD  
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

**ARTICLE XXVI-A  
SPECIAL PERMIT**

**§ 108-133.1. Special permit general use requirements.**

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

**§108-133.2. Approval of special permit use.**

- A. Special permits for special permit uses as authorized in this chapter shall issue from the Town Board. Special permits will issue in the form of a resolution of the Town Board, stating findings and conditions.
- B. The Town Board may condition the permit by requiring that the applicant actually complete construction and begin the specially permitted use in compliance with the conditions imposed by the Town Board within a time period of from one (1) to three (3) years. If the Town Board fails to specify a period to complete construction and begin the specially permitted use the time period to complete construction and begin the specially permitted use shall be one (1) year.
- C. The duration of a specially permitted use may be limited to a specified time period as set fourth in the special permit resolution of the Town Board. If the Town Board is silent as to the duration of the specially permitted use than said use is shall be in perpetuity.
- D. A specially permitted use, which has been discontinued for a period of one year or more, shall be deemed abandoned.

**§108-133.3. Application for special permit use.**

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

- A. The location and size of the use, the nature and intensity of the operations involved in or conducted in connection with it, the size of the site in relation to it and the location of the site with respect to streets giving access to it. In addition,

the application shall demonstrate that the specially permitted use will be in harmony with the appropriate and orderly development of the district in which it is located.

- B. The location, nature and height of buildings, walls and fences and the nature and extent of the landscaping on the site. In addition, the application shall demonstrate that the specially permitted use is such that the use will not hinder or discourage the appropriate development and use of adjacent land and buildings.
- C. The application shall demonstrate that operations in connection with any special use will not be more objectionable to nearby properties than would be the operations of any permitted use not requiring a special permit.
- D. A written application, verified by the applicant, not an agent, where the applicant is the person or entity responsible and bound for the land use envisioned by the special permit. Where the applicant is not the owner of the real property, the owner must join in and swear to the truth of the application. Any special permit granted, unless performance of the terms and conditions thereof is bonded, shall be personal to the applicant and shall not be assignable or transferable without a resolution of approval by the Town Board.
- E. A conceptual site plan showing the proposed location of all proposed buildings, parking stalls, access locations, as well as front, rear and side yard setbacks, signed, sealed and certified by a New York State licensed engineer, architect or licensed land surveyor.
- F. A list of property owners based upon the most complete assessment roll filed with Town of Riverhead within a radius of five hundred (500) feet of the subject property. This requirement may be waived by the Town Board where the special permit sought is for the construction of a single-family dwelling. No person may object to any approval granted after notice is served by the applicant or designated representative pursuant to this definition, unless an objection is received by the Town Clerk, within thirty (30) days of the date of publication of the public notice calling the hearing, alleging that he or she did not receive the notice provided for in this definition. Also, an affidavit signed by the applicant or designated representative attesting to serving the public notice as required by this definition must be filed with the Town Clerk prior to the holding of the public hearing.
- G. Any other information deemed by either board in its discretion to be necessary for reasonable determination of the application.
- H. Expert testimony or reports by independent engineers, special counsel or architects shall be paid for by the applicant.
- I. Any applicant filing for a special permit to erect a one-family dwelling as authorized in this chapter may request in his or her application waiver of any of

the requirements of special use permits. The Town Board shall have discretion to waive certain requirements upon demonstration by the applicant that such requirements are not essential to protect the public health, safety or general welfare.

**§108-133.4. Application procedure.**

- A. Area variance. The applicant must first apply to the Zoning Board of Appeals for any variance which may be necessary. Only after the applicant has obtained all necessary variances shall the Town Board Act upon the special permit application.
- B. Referral to Planning Board, Posting of Notice of Pending Application. Any application made pursuant to the provisions of this Article shall originate by an application to the Town Board, contrary provisions notwithstanding, and shall be referred to the Planning Board upon being deemed complete by the Planning Department, which will transmit its recommendations to the Town Board within sixty-two (62) days of referral. Upon application, the Town Clerk shall provide to the applicant a sign to be immediately posted at the property indicating that a special permit application is pending before the Riverhead Town Board. Thereafter, when a public hearing is scheduled by the Town Board, the Town Clerk shall forward by certified mail a copy of the public hearing notice to the applicant, wherein the applicant shall then fill in the date and time of the public hearing on the sign heretofore posted at the subject property. Before the Town Board can determine said special permit application, an affidavit executed by the applicant must be filed with the Town Clerk stating that he has complied with the posting requirements above outlined.
- C. Town Board public hearing. After receipt of the recommendations of the Planning Board, the Town Board shall hold a public hearing upon public notice and other notices as required by the Town Law. The applicant or his/her representative shall forward a certified copy of the public hearing notice by certified mail to all property owners within a five-hundred (500) foot radius of the subject property, and the applicant shall pay all expenses of said hearing, including but not limited to publication costs, postage and transcription of testimony. Public notice of said hearing shall be printed in a newspaper of general circulation in the Town at least five (5) days prior to the date thereof. All testimony at the public hearing before the Town Board shall be given under oath. The Town Board may require the sworn testimony of such persons as it deems necessary for a full and complete hearing on the application. The Town Board may adjourn the public hearing for the purpose of taking further testimony or requiring the production of further information. The Town Board shall decide upon the application within sixty-two (62) days after the close of the hearing. The time within which the Town Board must render its decision may be extended by mutual consent of the applicant and the board. The decision of the Town Board on the application after the close of the public hearing shall be filed in the office

of the Town Clerk within five (5) business days after such decision is rendered, and a copy thereof mailed to the applicant.

- D. FEES The fee for the review of a special permit application which would result in the construction of a building(s) or a disturbed area of 4,000 square feet or less shall be \$250.00. The fee for the review of a special permit application for the construction of a building(s) or disturbed area of 4,000 square feet or greater shall be \$1,000.00. The required fee shall be paid upon submission of the application to the Town Clerk.

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

The Town Board and the Planning Board may consider, among other matters or factors which either board may deem material, whether:

- A. The site is particularly suitable for the location of such use in the community.
- B. The plot area is sufficient, appropriate and adequate for the use and the reasonably anticipated operation and expansion thereof.
- C. The characteristics of the proposed use are not such that its proposed location would be unsuitably near to a church, school, theater, recreational area or other place of public assembly.
- D. Access facilities are adequate for the estimated traffic from public streets and sidewalks, so as to assure the public in relation to the general character of the neighborhood and other existing or permitted uses within it, and to avoid traffic congestion; and further that vehicular entrances and exits shall be clearly visible from the street and not be within seventy-five (75) feet of the intersection of street lines at a street intersection except under unusual circumstances.
- E. All proposed curb cuts and street intersections have been approved by the street or highway agency which has jurisdiction.
- F. Adequate provisions have been made for emergency conditions.
- G. There are off-street parking and truck loading spaces at least in the number required by the provisions of this chapter, but in any case, an adequate number for the anticipated number of occupants, both employees and patrons or visitors; and further, that the layout of the spaces and driveways are convenient and conducive to safe operation.
- H. Adequate buffer yards, landscaping, walls, fences and screening are provided where necessary to protect adjacent properties and land uses.

- I. Where necessary, special setback, yard, height and building area coverage requirements, or easements, rights-of-way or restrictive covenants, shall be established.
- J. Where appropriate, a public or semipublic plaza or recreational or other public areas will be located on the property.
- K. Adequate provisions will be made for the collection and disposal of stormwater runoff from the site and of sanitary sewage, refuse or other waste, whether liquid, solid, gaseous or of other character.
- L. Existing municipal services and facilities are adequate to provide for the needs of the proposed use.
- M. The use will tend to generate or accumulate dirt or refuse or tend to create any type of environmental pollution, including vibration, noise, light, electrical discharges, electro-magnetism, odors, smoke or irritants, particularly where they are discernible on adjacent properties or boundary streets.
- N. The construction, installation or operation of the proposed use is such that there is a need for regulating the hours, days or similar aspects of its activity.
- O. The proposed use recognizes and provides for the further special conditions and safeguards required for particular uses as may be determined by the Town Board or the Planning Board.
- P. The design, layout and contours of all roads and rights-of-way encompassed within the site of the application are adequate and meet Town specifications.
- Q. Adequate provisions have been made for the collection and disposal of solid wastes, including but not limited to the screening of all containers.
- R. That the intensity of the proposed specially permitted use is justified in light of similar uses within the zoning district.

#### **§108-133.6. Conditions.**

The Town Board, in its resolution approving or approving with modifications a special permit pursuant to this Article, may make and include certain reasonable conditions and restrictions in its discretion directly related to and incidental to the special permit including but not limited to the following:

- A. The posting of performance bonds to guarantee the performance of any or all conditions imposed by the resolution.

- B. The imposition of fees or in lieu thereof dedication of land or open space easements in an amount or form to be determined by the Town Board as necessary to adequately recompense the Town for the additional municipal service requirements to be provided as a result of the granting of the special permit.
- C. The filing with the County Clerk of the County of Suffolk of covenants and restrictions, easements or other recordable agreements running with the land and binding upon all successors of the applicant to guarantee or implement the provisions of the special permit.

**§108-133.7. Town Board determination.**

The Town Board shall determine that:

- A. The use will not prevent or substantially impair either the reasonable and orderly use or the reasonable and orderly development of other properties in the neighborhood.
- B. The hazards or disadvantages to the neighborhood from the location of such use at the property are outweighed by the advantage to be gained either by the neighborhood or the town.
- C. The health, safety, welfare, comfort, convenience and order of the town will not be adversely affected by the authorized use.
- D. Such use will be in harmony with and promote the general purposes and intent of this chapter.

# Adopted

8/6/02

## TOWN OF RIVERHEAD

Resolution # 860

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE FOR A PUBLIC HEARING TO CONSIDER THE PURCHASE OF DEVELOPMENT RIGHTS OF A PARCEL(S) LOCATED IN THE TOWN OF RIVERHEAD (JANLEWICZ)**

**COUNCILMAN DENESIO**

\_\_\_\_\_ 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 of agricultural lands may elect to sell and the Town of Riverhead may elect to purchase development rights associated with said lands; and be it further

**WHEREAS**, Jennie Janlewicz, Alexander Janlewicz, Jr. and Cheryl Janlewicz have expressed a desire to sell the development rights of their agricultural lands to the Town of Riverhead as follows:

+/- 43 acres 842 Main Road, Aquebogue Suffolk County Tax Map #0600-67-3-1.5

**NOW THEREFORE BE IT RESOLVED**, that the Town Clerk be and is hereby authorized to publish and post the attached public notice for a public hearing to consider the purchase of development rights of agricultural lands owned by Jennie Janlewicz, Alexander Janlewicz, Jr. and Cheryl Janlewicz, once in the August 14, 2002 publication of the Suffolk County Life Newspaper, hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed purchase of development rights to be posted on the sign board of the Town in the Office of the Town Clerk; and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a copy of this resolution to Mike Walter, Esq., 407 East Main Street, P.O. Box 95, Port Jefferson, New York, 11777; the Farmland Preservation Committee; Peconic Land Trust, Attn: Julie T. Wesnofske, 296 Hampton Road, P.O. Box 1776, Southampton, New York, 11969; the Planning Department; the Assessor's Office; the Tax Receiver's Office; the Accounting Office and the Town Attorney's Office.

**THE VOTE** *absent*

Sanders  Yes \_\_\_ No \_\_\_ ~~Blas~~ \_\_\_ Yes \_\_\_ No \_\_\_  
 Denesio  Yes \_\_\_ No \_\_\_ Lull  Yes \_\_\_ No \_\_\_  
 Kozakiewicz  Yes \_\_\_ No \_\_\_

**THE RESOLUTION WAS ~~NOT~~ WAS NOT**

**THEREUPON DULY ADOPTED**

**TOWN OF RIVERHEAD  
NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE** that a public hearing will be held on the 20th day of August, 2002 at 7:20 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 agricultural lands owned by Jennie Janlewicz, Alexander Janlewicz, Jr. and Cheryl Janlewicz, pursuant to §247 of the New York State General Municipal Law and Chapter 44 of the Riverhead Town Code as follows:

+/- 43 acres 842 Main Road, Aquebogue Suffolk County Tax Map #0600-67-3-1.5

Dated: Riverhead, New York  
August 6, 2002

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

**BARBARA GRATTAN, Town Clerk**

# Tabled

August 6, 2002

### TOWN OF RIVERHEAD

Resolution # 861

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER A LOCAL LAW TO AMEND CHAPTER 14 ENTITLED, "COMMUNITY PRESERVATION FUND" OF THE CODE OF THE TOWN OF RIVERHEAD**

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

**RESOLVED**, the Town Clerk be and is hereby authorized to publish the attached public notice to consider a local law to amend Chapter 14 entitled "Community Preservation Fund" of the Code of the Town of Riverhead once in the August 14, 2002 issue of the Suffolk Life, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

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

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

ALL MEMBERS IN FAVOR OF TABLING THE RESOLUTION.

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

# Tabled

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

**PLEASE TAKE NOTICE** that a public hearing will be held before the Town Board of the Town of Riverhead at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on the 20<sup>th</sup> day of August, 2002 at 7:15 p.m. to consider a local law to amend Chapter 14 entitled "Community Preservation Fund" of the Code of the Town of Riverhead.

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

Dated: Riverhead, New York  
August 6, 2002

BY ORDER OF THE BOARD  
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

**LOCAL LAW NO. OF 2002**

**A LOCAL LAW amending Local Law No. 14 of 1998 in relation to extending the expiration date of the two percent (2%) real estate transfer tax imposed in connection with the Town Community Preservation Fund and providing for payments to qualified school, fire, fire protection and ambulance districts located within the central pine barrens area**

**ARTICLE IV  
EXTENSION OF EFFECTIVE DATE FOR THE  
PECONIC BAY REGION COMMUNITY PRESERVATION FUND**

**14-32. Legislative Findings.**

The Town Board hereby finds that in 1998, the New York State Legislature adopted Chapter 114 of the Laws of 1998 which authorized Towns in the Peconic Bay Region to establish Community Preservation Funds for the purpose of preserving land for open space, farmland preservation, historic preservation, and parks and recreation purposes. The revenue for said fund was to be derived from a two percent (2%) real estate transfer tax. This Town Board, by Local Law No. 14 of 1998, did implement the provisions of Chapter 114 of the Laws of 1998. Said Local Law was approved by the electors of the Town in a mandatory referendum on November 3, 1998. Pursuant to the provisions of said Local Law, the Town Community Preservation Fund went into effect on April 1, 1999.

The Town Community Preservation Fund has been an unparalleled success in preserving land for parks and conservation purposes. From April 1, 1999 through May 2002, the Community Preservation Fund in the Peconic Bay Region Towns has generated \$99.28 million for land preservation. The result has been the acquisition of thousands of acres of land for the public benefit.

Authorization for the two percent (2%) real estate transfer tax will expire at the end of the year 2010. The State has enacted Chapter of the Laws of 2002, which authorizes the Towns to extend the expiration date of the tax until December 31, 2020.

The Town Board finds that such an extension is critical to the continued success of the Town's land preservation goals. It is estimated that an additional ten (10) years of the program, at current rates of revenue generation will provide more than \$300 million in additional revenue for the Peconic Bay Towns for land preservation. Further, by utilizing the Town Community Preservation Fund program in conjunction with State Revolving Loan programs or other conservation strategies, the Town can buy more land now before it is lost to development and before values escalate further.

The additional ten (10) years will provide the necessary revenue stream to fund such preservation strategies. This Local Law implements the ten (10) year extension.

In addition, Chapter of the Laws of 2002 also provides that Towns in the Central Pine Barrens Area may utilize up to ten percent (10%) of the annual revenue of the fund to make payments to school, fire, fire protection and ambulance districts, where more than twenty-five percent (25%) of said district's assessed value for real property tax purposes is wholly exempt from real property taxation pursuant to the state real property tax law, because it is owned by the State of New York or a municipal corporation. This Local Law also implements these provisions.

**14-33. Extension of the Expiration Date of the Real Estate Transfer Tax.**

Notwithstanding any other provision of law to the contrary, the real estate transfer tax imposed by Local Law No. 14 of 1998 originally set to expire on December 31, 2010 shall be extended to December 31, 2020 and shall expire and be deemed to be repealed after December 31, 2020.

**14-34. Payments to Certain Special Districts Within the Central Pine Barrens Area.**

A. Beginning with the 2002-2003 tax year upon application of the school, fire, fire protection and ambulance districts in accordance with the requirements of this Chapter, the Town can make payments to school, fire, fire protection, and ambulance districts from the Town Community Preservation Fund, in connection with lands owned by the State of New York or any municipal corporation within the Central Pine Barrens Area, as defined by Article 57 of the State Environmental Conservation Law. Such payments may only be made to a school, fire, fire protection and ambulance district where more than twenty-five percent (25%) of the assessed value of such district within the town is wholly exempt from real property taxation pursuant to the state real property tax law, because it is owned by the State of New York or a municipal corporation.

B. Not more than ten percent (10%) of the annual revenues of the fund may be used for the purposes authorized by paragraph A of this section in any calendar year. Such payments shall not exceed the actual tax liability that would have been due if such lands of the state or a municipal corporation had been subject to real property taxation.

C. Where more than one school, fire, fire protection and ambulance district is eligible for a payment under this section, and such payment is less than the actual tax liability that would have been due if such lands had been subject to real property taxation, the town shall apportion such annual payment on the basis of the total tax levied by each district within the town for the year the payment is made.

D. The payment made by the Town under this section shall be used solely to reduce the property tax liability of the remaining taxpayers of the school, fire, fire protection and ambulance district within the town.

E. Said applications shall be submitted to the Town of Riverhead Accounting Office on or before November 1<sup>st</sup> of each year. For the 2002-2003 tax year only, the November 1<sup>st</sup> application deadline is extended to November 8<sup>th</sup>. Payments will be based upon Community Preservation Fund revenue from the proceeding calendar year. Payments shall be made to qualified school, fire, fire protection and ambulance districts in June of the year following application submission.

**14-35. Proposition.**

Pursuant to Section 2 of Chapter of the Laws of 2002, this Local Law is subject to mandatory referendum. The following proposition shall be submitted to the electors of the Town at the general election to be held on November 5, 2002:

“SHALL LOCAL LAW NO. OF 2002, ENTITLED ‘A LOCAL LAW AMENDING LOCAL LAW NO. 14 OF 1998 IN RELATION TO EXTENDING THE EXPIRATION DATE OF THE TWO PERCENT (2%) REAL ESTATE TRANSFER TAX FROM DECEMBER 31, 2010 TO DECEMBER 31, 2020 IMPOSED IN CONNECTION WITH THE TOWN COMMUNITY PRESERVATION FUND AND PROVIDING FOR PAYMENTS FROM THE COMMUNITY PRESERVATION FUND TO QUALIFIED SCHOOL, FIRE, FIRE PROTECTION AND AMBULANCE DISTRICTS LOCATED WITHIN THE TOWN OF RIVERHEAD’ BE APPROVED?”

**14-36. Severability.**

If any clause, sentence, paragraph, section, or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section, or part thereof directly involved in the controversy in which such judgment shall have been rendered.

**14-37. Effective Date.**

This Local Law shall take effect after filing with the Secretary of State and after approval at the general election to be held on November 5, 2002 by the affirmative vote of the qualified electors of the Town upon the proposition set forth in Section 4 of this local law.

Adopted

August 6, 2002

TOWN OF RIVERHEAD

Resolution # 862

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE FOR A LOCAL LAW TO REPEAL AND REPLACE CHAPTER 108 SUBSECTION 3 (Definition of a Special Permit) IN THE SECTION ENTITLED "DEFINITIONS" TO THE CODE OF THE TOWN OF RIVERHEAD**

**COUNCILWOMAN SANDERS** offered the following resolution, was seconded by

**COUNCILMAN LULL**

**RESOLVED**, the Town Clerk be and is hereby authorized to publish the attached public notice to consider a local law repealing and replacing Chapter 108 Subsection 3 (Definition of a Special Permit) in the Section entitled "Definitions" of the Riverhead Town Code once in the August 14, 2002 issue of the Suffolk Life, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law to be posted on the sign board of the Town; and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Riverhead Planning Department; the Riverhead Planning Board; the Riverhead Building Department; the Office of the Town Supervisor and the Office of the Town Attorney.

**THE VOTE**

Sanders  Yes  No    Blass  Yes  No

Densieski  Yes  No    Lull  Yes  No

Kozakiewicz  Yes  No

**THE RESOLUTION WAS NOT ADOPTED**

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

**PLEASE TAKE NOTICE** that a public hearing will be held before the Town Board of the Town of Riverhead at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York on the 3<sup>rd</sup> day of September, 2002 at 7:10 p.m. to consider a local law to repeal and replace Chapter 108 Subsection 3 (Definition of a Special Permit) in the Section entitled "Definitions" of the Riverhead Town Code.

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

Dated: Riverhead, New York  
August 6, 2002

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

BARBARA GRATTAN, Town Clerk

~~SPECIAL PERMIT [Amended 12-5-1972; 6-17-1975; 12-6-1977]:~~

~~A. — Special permits for special permitted uses as authorized in this chapter shall issue from the Town Board. Special permits will issue in the form of a resolution of the Town Board, stating findings and conditions. Special permits of the Town Board shall be for whatever duration decided by the Town Board and as specified in the Town Board's resolution. If the Town Board fails to specify a period of time, said period shall be in perpetuity. In addition, the Town Board may condition the permit by requiring that the applicant actually begin use and complete construction or use requirements in compliance with the conditions imposed by the Town Board within a time period of from one to three years, decided by the Town Board and set forth in the resolution granting said permit. If the Town Board fails to specify a period, said period shall be one year. The Town Board, under these provisions and any further rules or requirements of the Planning Board of the Town of Riverhead, requires the following data and information as a basis for approving a special permit:~~

~~(1) — A written application, verified by the applicant, not an agent, where the applicant is the person or entity responsible and bound for the construction envisioned by the special permit. Where the applicant is not the owner of the real property, the owner must join in and swear to the truth of the application. Any special permit granted, unless performance of the terms and conditions thereof is bonded, shall be personal to the applicant and shall not be assignable or transferable without a resolution of approval by the Town Board.~~

~~(2) — A conceptual site plan showing the proposed location of all proposed buildings, parking stalls, access locations, as well as front, rear and side yard setbacks, signed, sealed and certified by a New York State licensed engineer, architect or licensed land surveyor. [Amended 12-19-2000 by L.L. No. 13-2000]~~

~~(3) — A list of property owners based upon the most complete assessment roll filed with Town of Riverhead within a radius of 500 feet of the subject property. This requirement may be waived by the Town Board where the special permit sought is for the construction of a single family dwelling. No person may object to any approval granted after notice is served by the applicant or designated representative pursuant to this definition, unless an objection is received by the Town Clerk, within 30 days of the date of publication of the public notice calling the hearing, alleging that he did not receive the notice provided for in this definition. Also, an affidavit signed by the applicant or designated representative attesting to serving the public notice as required by this definition must be filed with the Town Clerk prior to the holding of the public hearing. [Amended 5-15-1984; 7-17-1984; 4-5-1988]~~

~~(4) — Any other information deemed by either board in its discretion to be necessary for reasonable determination of the application.~~

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

~~C. — Any applicant filing for a special permit to erect a one family dwelling as authorized in this chapter may request in his or her application waiver of any of the requirements of this definition.~~

~~D. — Incorporated in this definition by reference are any and all conditions, requirements or modifications set forth~~

E. — [Amended 5-15-1984; 10-6-1987] Application procedure. The applicant must first apply to the Zoning Board of Appeals for any variance which may be necessary. Only after the applicant has obtained all necessary variances shall the application procedures listed below be followed:

(1) — Any application made pursuant to the provisions of this definition shall originate by an application to the Town Board, contrary provisions notwithstanding, and shall be referred to the Planning Board, which will transmit its recommendations to the Town Board within sixty (60) days of referral. Upon application, the Town Clerk shall provide to the applicant a sign to be immediately posted at the property indicating that a special permit application is pending before the Riverhead Town Board. Thereafter, when a public hearing is scheduled by the Town Board, the Town Clerk shall forward by certified mail a copy of the public hearing notice to the applicant, wherein the applicant shall then fill in the date and time of the public hearing on the sign heretofore posted at the subject property. Before the Town Board can deny or approve said special permit application, an affidavit executed by the applicant must be filed with the Town Clerk stating that he has complied with the posting requirements above outlined.

(2) — After receipt of the recommendations of the Planning Board, the Town Board shall hold a public hearing upon public notice as required by § 265 of the Town Law. The applicant or his representative shall forward a certified copy of the public hearing notice by certified mail to all property owners within a five hundred foot radius of the subject property to be affected by the special permit, and the applicant shall pay all expenses of said hearing, including but not limited to publication costs, postage and transcription of testimony. All testimony at the public hearing before the Town Board shall be given under oath. The Town Board may require the sworn testimony of such persons as it deems necessary for a full and complete hearing on the application. The Town Board may adjourn the public hearing for the purpose of taking further testimony or requiring the production of further information. [Amended 4-5-1988]

(3) — The Town Board shall determine that:

(a) — The use will not prevent or substantially impair either the reasonable and orderly use or the reasonable and orderly development of other properties in the neighborhood.

(b) — The hazards or disadvantages to the neighborhood from the location of such use at the property are outweighed by the advantage to be gained either by the neighborhood or the town.

(c) — The health, safety, welfare, comfort, convenience and order of the town will not be adversely affected by the authorized use.

(d) — Such use will be in harmony with and promote the general purposes and intent of this chapter.

(4) — The Town Board and the Planning Board may consider, among other matters or factors which either board may deem material, whether:

(a) — The site is particularly suitable for the location of such use in the community.

(b) — The plot area is sufficient, appropriate and adequate for the use and the reasonably anticipated operation and expansion thereof.

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

(d) — Access facilities are adequate for the estimated traffic from public streets and sidewalks, so as to assure the public in relation to the general character of the neighborhood and other existing or permitted uses within it, and to avoid traffic congestion; and further that vehicular entrances and exits shall be clearly visible from the street and not be within seventy-five (75) feet of the intersection of street lines at a street intersection except under unusual circumstances.

(e) — All proposed curb cuts and street intersections have been approved by the street or highway agency which has jurisdiction.

(f) — Adequate provisions have been made for emergency conditions.

(g) — There are off street parking and truck loading spaces at least in the number required by the provisions of this chapter, but in any case, an adequate number for the anticipated number of occupants, both employees and patrons or visitors; and further, that the layout of the spaces and driveways are convenient and conducive to safe operation.

(h) — Adequate buffer yards, landscaping, walls, fences and screening are provided where necessary to protect adjacent properties and land uses.

(i) — Where necessary, special setback, yard, height and building area coverage requirements, or easements, rights of way or restrictive covenants, shall be established.

(j) — Where appropriate, a public or semipublic plaza or recreational or other public areas will be located on the property.

(k) — Adequate provisions will be made for the collection and disposal of stormwater runoff from the site and of sanitary sewage, refuse or other waste, whether liquid, solid, gaseous or of other character.

(l) — Existing municipal services and facilities are adequate to provide for the needs of the proposed use.

(m) — The use will tend to generate or accumulate dirt or refuse or tend to create any type of environmental pollution, including vibration, noise, light, electrical discharges, odors, smoke or irritants, particularly where they are discernible on adjacent properties or boundary streets.

(n) — The construction, installation or operation of the proposed use is such that there is a need for regulating the hours, days or similar aspects of its activity.

(o) — The proposed use recognizes and provides for the further special conditions and safeguards required for particular uses as may be determined by the Town Board or the Planning Board.

(p) — The design, layout and contours of all roads and rights of way encompassed within the site of the application are adequate and meet town specifications.

(q) — Adequate provisions have been made for the collection and disposal of solid wastes, including but not limited to the screening of all containers.

(r) — The proposed number of units is justified in light of the number of units otherwise proposed, built, occupied or vacant within the Town of Riverhead.

F. — The Town Board, in its resolution granting a special permit pursuant to this definition, may make and include certain conditions in its discretion, including but not limited to the following:

(1) — The posting of performance bonds to guarantee the performance of any or all conditions imposed by the resolution.

(2) — The imposition of fees or in lieu thereof dedication of land or open space easements in an amount or form to be determined by the Town Board as necessary to

adequately recompense the town for the additional municipal service requirements to be provided as a result of the granting of the special permit.

(3) ~~The filing with the County Clerk of the County of Suffolk of covenants and restrictions, easements or other recordable agreements running with the land and binding upon all successors of the applicant to guarantee or implement the provisions of the special permit.~~

G. ~~In those sections of this chapter where special permits are authorized by resolution and the provisions of this definition, the Town Board, upon finding and stating said findings in its resolution of approval that the overall purposes of this chapter can be fulfilled by the inclusion in said special permit of a variance from the requirements of any use district, may grant in its resolution granting a special permit a variance of up to five percent (5%) of any setback, area coverage, height, lot area, floor area, side yard, front yard, rear yard or parking requirements.~~

H. ~~Fees. The fee for a special permit petition which will result in the construction of a building or buildings with a total of less than 4,000 square feet shall be \$250. The fee for a special permit petition which will result in the construction of a building or buildings with a total of 4,000 square feet or greater shall be \$1,000. The fee shall be made a part of the initial application. [Added 5-20-1997]~~

SPECIALLY PERMITTED USE – shall mean a authorization of a particular land use which this Chapter permits subject to certain specified requirements imposed by this Chapter to assure that the proposed use is in harmony with this Chapter and will not adversely affect the neighborhood if such requirements are met.

08/06/02

TOWN OF RIVERHEAD

Resolution #863

**AUTHORIZES TOWN CLERK TO POST AND PUBLISH PUBLIC NOTICE FOR  
PUBLIC HEARING TO CONSIDER THE APPLICATION FOR FRANCHISE  
RENEWAL BY CSC ACQUISITION-NY, INC. (CABLEVISION)**

**COUNCILMAN DENESKI**

offered the following resolution,

which was seconded by **COUNCILMAN LULL**:

**RESOLVED**, that the Town Clerk be and is hereby authorized to post and publish the attached public notice to consider the application for Franchise Renewal by CSC ACQUISITION-NY, INC., August 14, 2002, issue of Suffolk Life Newspapers, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

**RESOLVED**, that the Town Clerk shall provide a certified copy of this resolution to the Adam Falk, Esq., Leibowitz and Associates, and the Town's Cablevision Committee.

**THE VOTE**

Sanders  Yes  No    Bless  Yes  No

Densleski  Yes  No    Lull  Yes  No

Kozakiewicz  Yes  No

THE RESOLUTION  WAS NOT   
 THE RESOLUTION WAS ADOPTED

**TOWN OF RIVERHEAD  
NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE** that a public hearing will be held on the of August, 20, 2002, at 7:25 p.m., at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider the franchise renewal application of CSC ACQUISITIONS, INC.-NY, (Cablevision)

Copies of the proposed franchise renewal agreement will be available in 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 6, 2002

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

**BARBARA GRATTAN, Town Clerk**

# Adopted

8/6/02

## TOWN OF RIVERHEAD

Resolution # 864

### AUTHORIZING COMPROMISE AND SETTLEMENT OF LEGAL ACTION BY TOWN AGAINST THE PECONIC UNITED METHODIST HOUSING DEVELOPMENT FUND COMPANY, INC.

COUNCILWOMAN GANDERS offered the following resolution, was seconded by

COUNCILMAN LULL :

WHEREAS, an action was commenced by the Town of Riverhead against the Peconic United Methodist Housing Development Fund Company, Inc. for breach of contract arising out of a Payment in Lieu of Taxes Agreement between the Town of Riverhead and the Peconic United Methodist Housing Development Fund Company, Inc. to recover the amount of \$100,400.; and

WHEREAS, the Town Attorney has recommended settlement of this action on the terms and conditions as set forth in the draft "Release and Settlement Agreement"; and

WHEREAS, the proposed settlement is deemed to be just, reasonable, and in the interests of the Town of Riverhead;

NOW THEREFORE BE IT RESOLVED, the Town Board hereby authorizes the Town Attorney to execute and procure any papers necessary to effectuate such settlement; and be it further

RESOLVED, the Town Clerk be and is hereby directed to forward a copy of this resolution to the Supervisor and the Town Attorney.

**THE VOTE**

Sanders  Yes  No    Bliss  Yes  No

Densieski  Yes  No    Lull  Yes  No

Kozakiewicz  Yes  No

THE RESOLUTION WAS NOT  ADOPTED

# Adopted

August 6<sup>th</sup>, 2002

## TOWN OF RIVERHEAD

Resolution # 865

### APPROVES A TEMPORARY SIGN PERMIT FOR DOWNTOWN FARMER'S MARKET

COUNCILMAN DENESKI offered the following resolution, which was

seconded by COUNCILMAN LULL

**WHEREAS**, a temporary sign permit application and sketch were submitted by Vickie Staciwo, for property located at the Peconic Riverfront, Riverhead, New York 11901, and

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

**WHEREAS**, the sketch has been approved by three (3) Town Board members, now

### THEREFORE, BE IT

**RESOLVED**, that the Town Board of the Town of Riverhead hereby approves a six (6) month temporary sign permit application submitted by Vicki Staciwo, and

### BE IT FURTHER

**RESOLVED**, that said temporary sign shall be erected for a period not to exceed six (6) months from the date hereof, and

### BE IT FURTHER

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Vicki Staciwo, Business Improvement District, 112 West Main Street, Riverhead, New York 11901, the Building Department and Planning Department.

Planning Dept.

THE VOTE

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



RESOLUTION # <u>866</u> ABSTRACT #30-02 JULY 25, 2002 (TBM 8/6/02)				
<b>COUNCILMAN LULL</b> offered the following Resolution which was seconded by				
<b>COUNCILMAN DENSIESKI</b>				
FUND NAME		CD-NONE	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ -	\$ 634,873.80	\$ 634,873.80
POLICE ATHLETIC LEAGUE	004	\$ -	\$ -	\$ -
TEEN CENTER	005	\$ -	\$ -	\$ -
RECREATION PROGRAM	006	\$ -	\$ 26,656.94	\$ 26,656.94
SR NUTRITION SITE COUNCIL	007	\$ -	\$ -	\$ -
D.A.R.E. PROGRAM FUND	008	\$ -	\$ -	\$ -
CHILD CARE CENTER BUILDING FUND	009	\$ -	\$ 55.95	\$ 55.95
AG-FEST COMMITTEE FUND	021	\$ -	\$ -	\$ -
YOUTH COURT SCHOLARSHIP FUND	025	\$ -	\$ 150.00	\$ 150.00
SRS DAYCARE BUILDING FUND	027	\$ -	\$ 2,650.44	\$ 2,650.44
COMMUNITY P.E.T.S. SHELTER	028	\$ -	\$ -	\$ -
ANIMAL SPAY & NEUTERING FUND	029	\$ -	\$ -	\$ -
EDZ FUND	030	\$ -	\$ -	\$ -
HIGHWAY	111	\$ -	\$ 60,364.57	\$ 60,364.57
WATER	112	\$ -	\$ 67,391.49	\$ 67,391.49
REPAIR & MAINTENANCE	113	\$ -	\$ -	\$ -
RIVERHEAD SEWER DISTRICT	114	\$ -	\$ 43,609.21	\$ 43,609.21
REFUSE & GARBAGE COLLECTION	115	\$ -	\$ 4,471.99	\$ 4,471.99
STREET LIGHTING	116	\$ -	\$ 9,352.00	\$ 9,352.00
PUBLIC PARKING	117	\$ -	\$ 6,186.06	\$ 6,186.06
BUSINESS IMPROVEMENT DISTRICT	118	\$ -	\$ 4,185.26	\$ 4,185.26
TOR URBAN DEV CORP TRUST ACCT	119	\$ -	\$ -	\$ -
AMBULANCE DISTRICT	120	\$ -	\$ 718.61	\$ 718.61
CALVERTON SEWER DISTRICT	124	\$ -	\$ -	\$ -
RIVERHEAD SCAV WASTE DISTRICT	128	\$ -	\$ 21,060.75	\$ 21,060.75
WORKER'S COMPENSATION FUND	173	\$ -	\$ 2,560.55	\$ 2,560.55
RISK RETENTION FUND	175	\$ -	\$ 5,394.20	\$ 5,394.20
UNEMPLOYMENT INSURANCE FUND	176	\$ -	\$ -	\$ -
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ -	\$ -
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ 1,959.16	\$ 1,959.16
URBAN DEVEL CORP WORKING	182	\$ -	\$ -	\$ -
RESTORE	184	\$ -	\$ -	\$ -
PUBLIC PARKING DEBT	381	\$ -	\$ -	\$ -
SEWER DISTRICT DEBT	382	\$ -	\$ -	\$ -
WATER DEBT	383	\$ -	\$ -	\$ -
GENERAL FUND DEBT SERVICE	384	\$ -	\$ 2,800.00	\$ 2,800.00
SCAVENGER WASTE DEBT	385	\$ -	\$ -	\$ -
TOWN HALL CAPITAL PROJECTS	406	\$ -	\$ 1,650.00	\$ 1,650.00
EIGHT HUNDRED SERIES	408	\$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -	\$ -
NUTRITION CAPITAL IMPS	441	\$ -	\$ -	\$ -
CHIPS	451	\$ -	\$ -	\$ -
YOUTH SERVICES	452	\$ -	\$ 1,899.69	\$ 1,899.69
SENIORS HELPING SENIORS	453	\$ -	\$ 1,360.55	\$ 1,360.55
EISEP	454	\$ -	\$ 1,282.52	\$ 1,282.52
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ -	\$ 8,584.90	\$ 8,584.90
MUNICIPAL GARAGE	626	\$ -	\$ 15,638.57	\$ 15,638.57
TRUST & AGENCY	*735*	\$ -	\$ 734,867.29	\$ 734,867.29
SPECIAL TRUST	736	\$ -	\$ 82,000.00	\$ 82,000.00
COMMUNITY PRESERVATION FUND	737	\$ -	\$ -	\$ -
CDA-CALVERTON	914	\$ -	\$ 2,140.80	\$ 2,140.80
COMMUNITY DEVELOPMENT AGENCY	915	\$ -	\$ -	\$ -
JOINT SCAVENGER WASTE	918	\$ -	\$ -	\$ -
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -	\$ -
<b>TOTALS</b>		\$ -	\$ 1,743,865.30	\$ 1,743,865.30

RESOLUTION # 866 ABSTRACT #31-02 AUGUST 01, 2002 (TBM 08/06/02)

**COUNCILMAN LULL**

offered the following Resolution which was seconded by

**COUNCILMAN DENISESKI**

FUND NAME		CD - 07/30/02	CHECKRUN TOTALS	GRAND TOTALS
GENERAL TOWN	001	\$ 4,500,000.00	\$ 215,954.22	\$ 4,715,954.22
POLICE ATHLETIC LEAGUE	004	\$ 3,000.00	\$ 5,569.16	\$ 8,569.16
TEEN CENTER	005	\$ 3,500.00	\$ -	\$ 3,500.00
RECREATION PROGRAM	006	\$ 110,000.00	\$ 2,459.09	\$ 112,459.09
SR NUTRITION SITE COUNCIL	007	\$ 500.00	\$ -	\$ 500.00
D.A.R.E. PROGRAM FUND	008	\$ 3,000.00	\$ -	\$ 3,000.00
CHILD CARE CENTER BUILDING F	009	\$ 14,000.00	\$ -	\$ 14,000.00
AG-FEST COMMITTEE FUND	021	\$ -	\$ -	\$ -
YOUTH COURT SCHOLARSHIP FUN	025	\$ -	\$ -	\$ -
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	\$ -	\$ -	\$ -
HIGHWAY	111	\$ 1,165,000.00	\$ 9,297.81	\$ 1,174,297.81
WATER	112	\$ 655,000.00	\$ 19,991.94	\$ 674,991.94
REPAIR & MAINTENANCE	113	\$ 135,000.00	\$ -	\$ 135,000.00
RIVERHEAD SEWER DISTRICT	114	\$ 1,015,000.00	\$ 7,111.83	\$ 1,022,111.83
REFUSE & GARBAGE COLLECTION	115	\$ 480,000.00	\$ 102.00	\$ 480,102.00
STREET LIGHTING	116	\$ 220,000.00	\$ 11,369.32	\$ 231,369.32
PUBLIC PARKING	117	\$ 105,000.00	\$ 1,260.80	\$ 106,260.80
BUSINESS IMPROVEMENT DISTRIC	118	\$ 40,000.00	\$ 11,766.23	\$ 51,766.23
TOR URBAN DEV CORP TRUST AC	119	\$ -	\$ 11,378.18	\$ 11,378.18
AMBULANCE DISTRICT	120	\$ 225,000.00	\$ 74,631.77	\$ 299,631.77
CALVERTON SEWER DISTRICT	124	\$ 94,000.00	\$ -	\$ 94,000.00
RIVERHEAD SCAV WASTE DISTRIC	128	\$ 30,000.00	\$ 14,509.20	\$ 44,509.20
WORKER'S COMPENSATION FUND	173	\$ 1,010,000.00	\$ -	\$ 1,010,000.00
RISK RETENTION FUND	175	\$ 370,000.00	\$ -	\$ 370,000.00
UNEMPLOYMENT INSURANCE FUN	176	\$ 5,200.00	\$ -	\$ 5,200.00
MAIN STREET REHAB PROGRAM	177	\$ -	\$ -	\$ -
REVOLVING LOAN PROGRAM	178	\$ -	\$ -	\$ -
RESIDENTIAL REHAB	179	\$ -	\$ -	\$ -
DISCRETIONARY/SMALL CITIES	180	\$ -	\$ -	\$ -
CDBG CONSORTIUM ACCOUNT	181	\$ -	\$ 687.46	\$ 687.46
URBAN DEVEL CORP WORKING	182	\$ -	\$ -	\$ -
RESTORE	184	\$ -	\$ -	\$ -
PUBLIC PARKING DEBT	381	\$ 28,000.00	\$ -	\$ 28,000.00
SEWER DISTRICT DEBT	382	\$ 240,000.00	\$ -	\$ 240,000.00
WATER DEBT	383	\$ 175,000.00	\$ -	\$ 175,000.00
GENERAL FUND DEBT SERVICE	384	\$ 7,500.00	\$ -	\$ 7,500.00
SCAVENGER WASTE DEBT	385	\$ 2,500.00	\$ -	\$ 2,500.00
TOWN HALL CAPITAL PROJECTS	406	\$ -	\$ 1,134,426.77	\$ 1,134,426.77
EIGHT HUNDRED SERIES	400	\$ -	\$ -	\$ -
WATER IMPROVEMENT CAP PROJ	409	\$ -	\$ -	\$ -
NUTRITION CAPITAL IMP	441	\$ -	\$ -	\$ -
CHIPS	451	\$ 150,000.00	\$ -	\$ 150,000.00
YOUTH SERVICES	452	\$ -	\$ -	\$ -
SENIORS HELPING SENIORS	453	\$ -	\$ -	\$ -
EISEP	454	\$ -	\$ -	\$ -
SCAVENGER WASTE CAP PROJ	470	\$ -	\$ -	\$ -
MUNICIPAL FUEL FUND	625	\$ 5,000.00	\$ 5,454.82	\$ 10,454.82
MUNICIPAL GARAGE	626	\$ 7,500.00	\$ 5,634.71	\$ 13,134.71
TRUST & AGENCY	735	\$ -	\$ 21,635.69	\$ 21,635.69
SPECIAL TRUST	736	\$ -	\$ -	\$ -
COMMUNITY PRESERVATION FUN	737	\$ 140,000.00	\$ -	\$ 140,000.00
CDA-CALVERTON	814	\$ 45,000.00	\$ 73.77	\$ 45,073.77
COMMUNITY DEVELOPMENT AGE	915	\$ 2,500.00	\$ -	\$ 2,500.00
JOINT SCAVENGER WASTE	918	\$ -	\$ 1,869.84	\$ 1,869.84
CENTRAL CLEARING ACCOUNT	999	\$ -	\$ -	\$ -
TOTALS		\$ 10,996,200.00	\$ 1,555,264.61	\$ 12,551,464.61
	***	SCHOOL/TN TAXES	\$ -	\$ -