

TOWN OF RIVERHEAD

TOWN BOARD MEETING AGENDA SEAN M. WALTER, Supervisor

April 4, 2017

**John Dunleavy, Councilman
Timothy Hubbard, Councilman**

**James Wooten, Councilman
Jodi Giglio, Councilwoman**

**Diane Wilhelm, Town Clerk
Robert F. Kozakiewicz, Town Attorney**

ELECTED OFFICIALS

Laverne Tennenberg	Chairwoman Board of Assessors
Paul Leszczynski	Board of Assessors
Mason E. Haas	Board of Assessors
George Woodson	Highway Superintendent
Laurie Zaneski	Receiver of Taxes
Lori M. Hulse	Town Justice
Allen M. Smith	Town Justice

DEPARTMENT HEADS

William Rothaar	Accounting Department
Jefferson Murphree	Building/Planning Department
Christina Kempner	Community Development
Drew Dillingham	Engineering Department
Chief David Hegermiller	Police Department
Ray Coyne	Recreation Department
Judy Doll	Senior Services
Michael Reichel	Sewer District
Mark Conklin	Water Department

CALL TO ORDER AND PLEDGE OF ALLEGIANCE TO THE FLAG

APPROVAL OF MINUTES OF

Town Board Meeting of March 21, 2017

Councilperson _____ offered to accept the minutes,
seconded by Councilperson _____

INVOCATION

Rev. Jerry Halpin, North Shore Christian Church, Riverhead

GUESTS, AWARDS, PROCLAMATIONS

- April is Autism Awareness Month, a Proclamation will be presented to Stacy M. Parsell, Executive Director, Long Island Chapter of Autism Speaks
- Harriet Haas will join us to sing Easter songs
- Jim Deluca will be bringing 14 students from his SCCC Farmingdale Architectural Engineering class.

CORRESPONDENCE

Long Island Pine Barrens Society – Letter Opposing the Granting of a Special Permit for the Installation of a Fuel Cell Power Plant at the United Riverhead Terminal in Northville

Eugene LaFurno – Letter Expressing His Issue of Grievance to the Town Regarding the Towns Involvement Associated to the Construction and Demolition of an Additional Structure to his Home at 162 Founders Path, Baiting Hollow, NY

REPORTS

- Tax Receiver total tax collection to date as of March 22, 2017 - \$79,651,475.63
- Tax Receiver total tax collection to date as of March 29, 2017 - \$79,960,485.94
- Town Clerk March 2017 Monthly Report - \$11,634.01
- Building Department March 2017 Monthly Report - \$209,125.18
- Sewer District February 2017 Discharge Monitoring Report
- Riverhead IDA and the Riverhead IDA Economic Job Development Corporation Annual Audited Financial Report and Financial Statements

PUBLIC HEARINGS

- 2:05 P.M. The Consideration of a Local Law to Amend Chapter 211 “Beaches and Recreation” of the Riverhead Town Code, Article III. Use of public Bathing Beaches, Recreation Centers and Facilities, Parks, Playgrounds and Dog Parks**
- 2:05 P.M. The Consideration of a Local Law to Amend Chapter 237, Entitled “Highways, Streets and Sidewalks” of the Riverhead Town Code, Article IV. Obstructions (§237-13. Penalties for offenses)**
- 2:15 P.M. The Consideration of a Local Law to Amend Chapter 263, Entitled “Rental Dwelling Units” of the Riverhead Town Code**

2017 TOWN BOARD MEETING DATES

MEETING DATE	MEETING PLACE	MEETING TIME
January 4, 2017	Town Hall	2:00 p.m.
January 18, 2017	Town Hall	7:00 p.m.
February 7, 2017	Town Hall	2:00 p.m.
February 22, 2017	Town Hall	7:00 p.m.
March 7, 2017	Town Hall	2:00 p.m.
March 21, 2017	Town Hall	7:00 p.m.
April 4, 2017	Town Hall	2:00 p.m.
April 18, 2017	Town Hall	7:00 p.m.
May 2, 2017	Town Hall	2:00 p.m.
May 17, 2017	Town Hall	7:00 p.m.
June 6, 2017	Town Hall	2:00 p.m.
June 20, 2017	Town Hall	7:00 p.m.
July 5, 2017	Town Hall	2:00 p.m.
July 18, 2017	Town Hall	2:00 p.m.
August 1, 2017	Town Hall	2:00 p.m.
August 15, 2017	Town Hall	7:00 p.m.
September 6, 2017	Town Hall	2:00 p.m.
September 19, 2017	Town Hall	7:00 p.m.
October 3, 2017	Town Hall	2:00 p.m.
October 17, 2017	Town Hall	7:00 p.m.
November 8, 2017	Town Hall	2:00 p.m.
November 21, 2017	Town Hall	7:00 p.m.
December 5, 2017	Town Hall	2:00 p.m.
December 19, 2017	Town Hall	7:00 p.m.

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Public Hearings for Riverhead Town Board Meeting
Tuesday, April 4, 2017 at 2:00 P.M.

2:05 P.M. The Consideration of a Local Law to Amend Chapter 211 “Beaches and Recreation” of the Riverhead Town Code, Article III. Use of public Bathing Beaches, Recreation Centers and Facilities, Parks, Playgrounds and Dog Parks

TOWN OF RIVERHEAD

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 4th day of April 2017 at 2:05 o'clock p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to consider a proposed local law to amend Chapter 211 of the Riverhead Town Code entitled, "Beaches and Recreation" as follows:

Chapter 211. Beaches and Recreation

[Article III. Use of Public Bathing Beaches, Recreation Centers and Facilities, Parks, Playgrounds and Dog Parks](#)

§ 211-14. Parking and permits related to use of recreation center and facilities, parks, playground, public bathing beaches, and dog parks.

D. Dog park permit.

(1) The Recreation Department is hereby authorized to issue a dog park permit and permit relating to dogs/animals in other designated public areas. Note: this permit is separate and distinct from dog licensing requirements set forth in other provisions of the Town Code. All owners shall be required to produce proof of a current dog license, rabies vaccine certificate and health certificate.

Notwithstanding the above, no permit for dogs/animals shall authorize use of a public bathing beach during hours set forth for public bathing and swimming, unless exception as set forth in § 207-2B(2) applies.

(2) The Town Board, by resolution, shall establish the fee and determine the hours and period of time a permit shall be valid.

Left open for written comment until _____

E. Boat launch permit.

- (1) The Recreation Department is hereby authorized to issue a resident, nonresident and commercial boat launch permit for use at the East Creek Boat Launch. Note: Launching and recovery of boats/vessels with a motor vehicle shall be prohibited at Reeves Beach, except as may be deemed necessary, from time to time, by authorized Town of Riverhead personnel, including, but not limited to, lifeguards, police officers or the Bay Constable. In addition, parking of vehicles and/or trailers on the beach at Reeves Beach is prohibited.
- (2) A resident or nonresident seeking a boat launch permit must be 18 years or older. ~~and possess a valid seasonal parking permit to be eligible for a boat launch permit.~~
- (3) A resident or nonresident seeking a boat launch permit must provide a description of the boat/vessel make, model, year and registration number. The applicant must produce a valid registration for the boat/vessel evidencing that the applicant is the owner of the boat/vessel. A resident or nonresident seeking a boat launch permit for a boat, vessel, or water craft which does not require registration under state or local law, shall complete and file the boat launch owner affidavit with the recreation department.
- (4) An individual seeking a commercial boat launch permit must provide his or her name, address of company and a description of the trailer and registration number.
- (5) All resident and nonresident boat launch permits must be affixed to the boat/vessel and trailer, and commercial boat launch permits must be affixed to the truck and trailer. Note, a commercial boat launch permit shall not entitle the permit holder to park the truck or trailer at the parking area adjacent to the boat launch.
- (6) All residents and nonresidents must possess a seasonal parking permit, daily parking permit or daily boat launch permit (which shall also include a parking permit limited to use of the parking area at the boat launch site and valid only for date of issuance) to park vehicle and/or trailer at the parking area adjacent to the boat launch.
- (7) The Town Board, by resolution, shall establish the fee and determine the hours and period of time a boat launch permit shall be valid.

§ 211-19. Dogs and other animals; destruction of property.

- A. No dogs, ~~or domestic animals~~, or animals shall be allowed on any public bathing beach or recreation center except service dogs, therapy dogs, working dogs or detection dogs as set forth in § 207-2B(2) or by permit of the Recreation Department as set forth in § 211-24 or designated dog park as set forth in § 211-25.

Left open for written comment until _____

B. No person shall in any manner damage, deface, injure or destroy any structure, planting, roadway, embankment, building or equipment located on the grounds of any beach, bathing beach, recreation center, park, playground or dog park.

C. No person shall be allowed to bring any type of disposable glass container on any beach, public bathing beach, recreation center, park, playground or dog park.

- Underline represents additions
- Strikethrough represents deletion(s)

Dated: Riverhead, New York
March 7, 2017

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD
DIANE M. WILHELM, TOWN CLERK**

Left open for written comment until _____

Public Hearings for Riverhead Town Board Meeting
Tuesday, April 4, 2017 at 2:00 P.M.

2:05 P.M. The Consideration of a Local Law to Amend Chapter 237, Entitled "Highways, Streets and Sidewalks" of the Riverhead Town Code, Article IV. Obstructions (§237-13. Penalties for offenses)

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 4th day of April, 2017 at 2:05 p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to consider a proposed local law to amend Chapter 237 of the Riverhead Town Code entitled, "Highways, Streets and Sidewalks" as follows:

**Chapter 237
HIGHWAYS, STREETS AND SIDEWALKS
ARTICLE IV
Obstructions**

§ 237-13. Penalties for offenses.

Each violation of this article shall be punishable as follows:

- a) For the first offense, no less than \$250 but no more than \$250 ~~\$2,500~~.
- b) For the second offense, no less than \$750 but no more than \$2,500.
- c) For the third office, no less than \$1,000 but no more than \$2,500.

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

Dated: Riverhead, New York

March 7, 2017

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

DIANE M. WILHELM, Town Clerk

Left open for written comment until _____

Public Hearings for Riverhead Town Board Meeting
Tuesday, April 4, 2017 at 2:00 P.M.

**2:15 P.M. The Consideration of a Local Law to Amend Chapter 263, Entitled
“Rental Dwelling Units” of the Riverhead Town Code**

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead, at 200 Howell Avenue, Riverhead, New York on the 4th day of April, 2017 at 2:15 o'clock p.m. to consider a local law amending Chapter 263 “Rental Dwelling Units” of the Riverhead Town Code as follows:

§ 263-3. Definitions.

MANAGING AGENT-Any individual, business, partnership, firm, corporation, enterprise, trust, company, industry, association, public utility or other legal entity responsible for the maintenance or operation of any rental property as defined within this chapter.

Chapter 263. Rental Dwelling Units

§ 263-4. Rental occupancy permit required.

A. It shall be unlawful and a violation of this chapter for any person or entity who owns or is a “managing agent” as defined in this chapter of a dwelling unit in the Town to use, establish, maintain, operate, let, lease, rent or suffer or permit the occupancy and use thereof as a rental occupancy by someone other than the owner without first having obtained a valid rental occupancy permit therefor. Failure or refusal to procure a rental occupancy permit hereunder shall be deemed a violation.

B. A rental occupancy permit issued under this chapter shall only be issued to the owner(s) of the real property at issue.

C. In the event that the ownership of a rental dwelling is transferred, the new owner shall register the property within 30 days of the closing of title pursuant to the requirements set forth in this chapter, as a rental occupancy permit issued under this chapter is not transferable. If the rental dwelling is not registered as required by this chapter, there will be a presumption that said property is being utilized as rental property by the new owner(s) in violation of this chapter.

D. Transient rentals.

[Added 10-16-2013 by L.L. No. 17-2013]

(1) A transient rental is prohibited.

(2) The prohibition on transient rental shall not apply to the following: any legally operating commercial hotel/motel business or bed-and-breakfast establishment

Left open for written comment
until_____

operating exclusively and catering to transient clientele, that is, customers who customarily reside at these establishments for short durations for the purpose of vacationing, travel, business, recreational activities, conventions, emergencies and other activities that are customary to a commercial hotel/motel business.

- Underline represents additions
- Strikethrough represents deletion(s)

Dated: Riverhead, New York
March 7, 2017

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD
DIANE M. WILHELM, TOWN CLERK**

Left open for written comment
until_____

APRIL 4, 2017

CDA RESOLUTION LIST:

CDA

Res. #6 Accepts Annual Report and Annual Financial Report for 2016

CDA

Res. #7 Authorizes the Chairman to Sign Letter of Intent

TOWN BOARD RESOLUTION LIST:

Res. #214 Georgica Green Ventures LLC McDermott Ave. Water Main Extension Water District Capital Project Budget Adoption

Res. #215 Capital Project #20045 ProHealth Care/21st Century Oncology Budget Adoption

Res. #216 Appoints Temporary Secretary to the Board of Assessment Review

Res. #217 Approves Agricultural Worker Housing for Carl Gabrielsen Pursuant to §301-239

Res. #218 Authorizes the Town Clerk to Publish and Post Notice for a Public Hearing for a Special Permit for Jeffrey Nazar Expansion of a Non-Conforming Professional Office Use

Res. #219 Authorizes Execution of Contract with Seed Clam Administrator

Res. #220 Approves the Attendance of Two Police Department Employees to the Marine Patrol Vessel Operation Course (MPVOC)

Res. #221 Increases Hourly Rate of Detention Attendants

Res. #222 Accepts the Retirement of a Water Treatment Plant Operator IIB (Paul Bokee)

Res. #223 Accepts the Resignations of Detention Attendants

Res. #224 Accepts the Resignation of a Bingo Inspector (Joseph Lombardino)

Res. #225 Appoints a Principal Clerk (Shannon Clifford)

Res. #226 Reappoints a Provisional Assistant Water District Superintendent (Type 1B Treatment Facility) (Thomas Kruger)

- Res. #227 Reassigns the Salary of the Payroll Supervisor (Melissa Peeker)**
- Res. #228 Appoints a Provisional Wastewater Treatment Plant Operator IIA (Brian Cybulski)**
- Res. #229 Appoints a Provisional Wastewater Treatment Plant Operator IIA (Thomas Gallo)**
- Res. #230 Appoints a Water Treatment Plant Operator Trainee (David Ferrante)**
- Res. #231 Appoints a Water Treatment Plant Operator Trainee (Nicholas May)**
- Res. #232 Reappoints Seasonal Pump-Out Boat Operators**
- Res. #233 Ratifies the Transfer of an Account Clerk Typist (Margaret McKay)**
- Res. #234 Extends Bid Contract for General Hardware Items**
- Res. #235 Awards Bid for Work Clothes**
- Res. #236 Ratifies a Seasonal Clerk to the Recreation Department (Bethany Peters)**
- Res. #237 Appoints a Recreation Specialist to the Recreation Department (Harry Placide)**
- Res. #238 Ratifies the Setting of Salaries for 2017 Beach Manager/Senior Park Attendant for the Recreation Department**
- Res. #239 Ratifies the Appointment of a Senior Park Attendant to the Recreation Department (Sarah Freeborn)**
- Res. #240 Public Information Budget Adjustment**
- Res. #241 Authorizing Removal of Fixed Asset Records from System**
- Res. #242 Order Calling Public Hearing Regarding Extension to Riverhead Sewer District to Serve ProHealthCare, 896 Old Country Road, SCTM #0600-108-03-24**
- Res. #243 Authorizes the Supervisor to Execute a License Agreement with Celtic Quest Inc.**
- Res. #244 Extends Bid Contract for Hauling and Disposal of Dry Cake Sludge and Grit and Screen Waste for Riverhead Sewer District**

- Res. #245** Extends Professional Services Agreement with Vehicle Tracking Solutions for Automated Vehicle Location and Monitoring for Town of Riverhead Highway Department
- Res. 246** Authorizes the Supervisor to Execute a License Agreement with Eastern Bays Company, Inc. to Allow the Installation of Floating Upweller Systems (FLUPSY) in East Creek
- Res. #247** Authorization to Publish Advertisement for Purchase of One (1) Used Elgin Street Sweeper Model: Broom Badger Dual Steer or Equal for the Town Highway Department
- Res. #248** Authorizes Town Clerk to Publish and Post a Notice of Public Hearing to Consider a Proposed Local Law for an Amendment of Chapter 289 Entitled, “Vehicles, Traffic and Parking Regulations” of the Riverhead Town Code (§289-10. Parking prohibited. – Sound Avenue)
- Res. #249** Authorizes the Town Clerk to Publish and Post Public Notice of Public Hearing to Consider a Proposed Local Law for an Amendment to Chapter 289 “Vehicles, Traffic and Parking Regulations” of the Riverhead Town Code (§289.6. Turns. – Sound Avenue)
- Res. #250** Adopts a Local Law to Amend Chapter 265 Entitled “Sewers” of the Code of the Town of Riverhead
- Res. #251** Approves Chapter 255 Application of Animal Rescue Fund of the Hamptons, Inc. (ARF) (Spring Fling Animal Adoption Event – April 29, 2017)
- Res. #252** Approves Chapter 255 Application of East End Arts & Humanities Council, Inc. (21st Annual Community Mosaic Street Painting Festival – Sunday, May 28, 2017)
- Res. #253** Approves the Chapter 255 Application of Peconic Land Trust (Saturday, June 3, 2017)
- Res. #254** Approves the Chapter 255 Application of Home Depot Development of Maryland, Inc. (Plants, Annuals & Tree Sale – April 17, 2017 through May 30, 2017)
- Res. #255** Ratifies the Authorization of the Supervisor to Execute a Fire Watch & Hold Safe and Harmless Agreement (Suffolk Theater – Sunday, March 26, 2017)
- Res. #256** Authorizes the Release of Site Plan Security of Hampton Jitney, Inc. (Geoffrey Lynch)

- Res. #257** Authorization to Publish Advertisement for Snack Vendors for the Town of Riverhead
- Res. #258** Approves the Chapter 255 Application of Sport Car Club of America New York Region (“Solo Driving Event”)
- Res. #259** Reappoints Member to the Architectural Review Board (Judy Jacunski)
- Res. #260** Reappoints Member to the Architectural Review Board (Roy Sokoloski)
- Res. #261** Awards Bid for Dry Hydrated Lime (Calcium Hydroxide)
- Res. #262** Awards Bid – Contract M – Mechanical Maintenance and Emergency Services – Riverhead Water District
- Res. #263** Awards Bid – Water Distribution Leak Detection Survey Contract – Riverhead Water District
- Res. #264** A Resolution of the Town of Riverhead, Suffolk County, New York as to SEQRA Determination. a) Improvements to the Water Distribution System. b) The Purchase and Installation of Emergency Generators at Riverhead Water District Facilities at Pulaski Street and Edwards Avenue in the Town of Riverhead
- Res. #265** Order Calling Public Hearing In the Matter of the Increase and Improvement of the Facilities of the Riverhead Water District, in the Town of Riverhead, Suffolk County, New York. a) Improvements to the Water Distribution System. b) The Purchase and Installation of Emergency Generators at Riverhead Water District Facilities at Pulaski Street and Edwards Avenue in the Town of Riverhead
- Res. #266** A Resolution of the Town of Riverhead, Suffolk County, New York as to SEQRA Determination – Construction of a New Ground Water Storage Tank at Plant No. 15 Site on Tuthills Lane in Riverhead, New York
- Res. #267** Order Calling Public Hearing In the Matter of the Increase and Improvement of the Facilities of the Riverhead Water District, in the Town of Riverhead, Suffolk County, New York – Construction of a New Ground Water Storage Tank at Plant No. 15 Site on Tuthills Lane in Riverhead, New York
- Res. #268** Municipal Garage Equipment Budget Adjustment
- Res. #269** Pays Bills