

Minutes of a Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York on Tuesday, June 18, 1985 at 7:30 p.m.

Present: Joseph F. Janoski, Supervisor  
Victor Prusinowski, Councilman  
John Lombardi, Councilman  
Vincent Artale, Councilman  
Louis Boschetti, Councilman

Also Present: Richard Ehlers, Town Attorney

Supervisor Janoski called the meeting to order at 7:30 p.m. and the Pledge of Allegiance was recited.

Supervisor Janoski, "The heads of the departments of town government are present this evening, (well some of them are) should anyone have any question of them. Reports Mrs. Pendzick."

#### REPORTS

Police Department-for month of May, 1985. Filed.

Police Department-public auction of abandoned vehicles held on May 18, 1985. Filed.

Tax Receiver-collections as of June 17, 1985 (\$22,115,549.79) Filed.

Irene J. Pendzick, "That concludes Reports."

Supervisor Janoski, "Thank you. Applications."

#### APPLICATIONS AND PETITIONS

Site Plan-Thomas Yasso (office building at Route 58 and Oliver Street). Filed.

Site Plan-George A. Luce (outdoor farmer's market at 721 East Main Street). Filed.

Supervisor Janoski, "Thank you. Correspondence."

#### CORRESPONDENCE

Planning Board, 6/10/85-Recommendation Special Permit Application of Bruce Militello be approved. Filed.

Suffolk County Dept. of Health, 6/3/85-Observation Re: DEIS of Kimbrooke Enterprises and notification that formal application is required. Filed.

CORRESPONDENCE Continued

Suffolk County Dept. of Planning, 6/5/85-advising that if no objections to amendment to Brookhaven Zoning Ordinance, Section 85-421A received by June 23, 1985, it will be assumed there are none. Filed.

Environmental Quality Review Board, 6/6/85-That application of J.T. Realty Corp. is a Type II Action. Filed.

Felix Mackie, 6/17/85-Requesting "No Parking" signs on Meeting House Creek Road, South of Peconic Bay Boulevard. Filed.

Jamesport Fire Dept., 6/13/85-Requesting Jamesport Community Center for Fair. Filed.

Chamber of Commerce, 6/17/85-Requesting sidewalks for sale days. Filed.

Irene J. Pendzick, "That concludes Correspondence."

Supervisor Janoski, "Thank you. The time for the first public hearing has not yet arrived. Under Unfinished Business:

UNFINISHED BUSINESS

Kimbrooke Enterprises-Special Permit for condominiums on Sound Avenue. That is going through the processes.

George Nunnara-Site Plan for storage of gas/welding supplies. The Town Board is awaiting further information.

Steve Tsontakis-Site Plan for gas station facade, Route 25 and 25A. Under consideration by the Town Board.

Suffolk Tool and Die Corp.-Special Permit for new building, Manorville. That is under consideration by the Town Board.

633 Associates-Site Plan for office building 633 Main Street. Under consideration by the Town Board.

J.T. Realty Corp.-Special Permit for gas station on Route 58. That will be the subject of a public hearing that will be called.

Bruce Militello-Special Permit and Site Plan for offices on Route 25, Aquebogue. That will be acted upon this evening.

Riverhead Plaza Associates-Renovations at King Kullen/Caldor Shopping Center. That will also be acted upon this evening."

Supervisor Janoski, "There are about 11 minutes remaining before the first scheduled public hearing. Is there anyone who wishes to be heard on any matter? That being the case, let us move on to some of the resolutions."

RESOLUTIONS

- #444 MAKES ENVIRONMENTAL DETERMINATION CONCERNING EXTENSION NO. 31 TO THE RIVERHEAD WATER DISTRICT.  
(See Water District Minutes)
- #445 AUTHORIZES OVERTIME COMPENSATION - WATER DISTRICT.  
(See Water District Minutes)
- #446 RESOLUTION IN THE MATTER OF THE INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE RIVERHEAD WATER DISTRICT.  
(See Water District Minutes)
- #447 AN ORDER PROVIDING FOR THE ESTABLISHMENT OF THE PROPOSED EXTENSION NO. 29 OF THE RIVERHEAD WATER DISTRICT.  
(See Water District Minutes)
- #448 AN ORDER PROVIDING FOR THE ESTABLISHMENT OF THE PROPOSED EXTENSION NO. 30 TO THE RIVERHEAD WATER DISTRICT.  
(See Water District Minutes)
- #449 AUTHORIZES SOLICITATION FOR BIDS FOR 1986 4 - WHEEL DRIVE PICK-UP TRUCK - WATER DISTRICT.  
(See Water District Minutes)
- #450 AUTHORIZES SOLICITATION FOR BIDS FOR 1986 "BLAZER" TYPE VEHICLE - WATER DISTRICT.  
(See Water District Minutes)
- #451 AUTHORIZES SOLICITATION FOR BIDS FOR 1986 1½ TON UTILITY TRUCK WATER DISTRICT.  
(See Water District Minutes)
- #452 AUTHORIZES SOLICITATION FOR BIDS FOR 1986 1½ TON DUMP TRUCK WATER DISTRICT.  
(See Water District Minutes)

RESOLUTIONS Continued#453 AUTHORIZES HOLIDAY PAY FOR POLICE OFFICERS.

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

BE IT RESOLVED, that the following Police Officers be paid Holiday Pay for a period from January 1, 1985 to and including July 4, 1985.

Line 1-Pay scale 1/1/85 - 6/30/85  
Line 2-Pay scale 7/1/85 - 12/31/85

\*Indicates change in Longevity

(All pay at first scale - new scale not available)

Formula:	Name	Paid Holidays	Holidays Worked ( $\frac{1}{2}$ Day Pay for each)	Total
	1. Boden, R.	5 1	4 = 7 1 = $1\frac{1}{2}$	712.36 152.65 \$ 865.01
	2. Cheshire, D.	6 1	1 = $6\frac{1}{2}$ 0 = 1	763.24 117.42 880.66
	3. Danowski, J.	5 1	2 = 6 1 = $1\frac{1}{2}$	610.59 152.65 763.24
	4. Densieski, A.	5 1	4 = 7 1 = $1\frac{1}{2}$	854.83 183.18 1,038.01
	*5. Dorfer, T.	6 1	3 = $7\frac{1}{2}$ 1 = $1\frac{1}{2}$	923.52 184.94 1,108.46
	6. Dunleavy, J.	$6\frac{1}{2}$ 1	3 = 8 1 = $1\frac{1}{2}$	986.34 184.94 1,171.28
	*7. Erick, C.	5 1	3 = $6\frac{1}{2}$ 0 = 1	531.38 90.25 621.63
	8. Fagan, D.	5 1	3 = $6\frac{1}{2}$ 1 = $1\frac{1}{2}$	661.48 152.65 814.13
	9. Foote, F.	5 1	3 = $6\frac{1}{2}$ 1 = $1\frac{1}{2}$	801.40 184.94 986.34
	10. Gianni, V.	$6\frac{1}{2}$ 1	4 = $8\frac{1}{2}$ 0 = 1	1,038.01 122.12 1,160.13

RESOLUTIONS Continued

Formula:	Name	Paid Holidays	Holidays Worked ( $\frac{1}{2}$ Day Pay for Each)	Total
11.	Green, D.	5 1	1 = $5\frac{1}{2}$ 1 = $1\frac{1}{2}$	671.65 <u>183.18</u> 854.83
12.	Haley, R.	5 1	5 = $7\frac{1}{2}$ 0 = 1	880.66 <u>117.42</u> 1,099.07
13.	Keller, B.	$6\frac{1}{2}$ 1	3 = 8 0 = 1	976.95 <u>186.70</u> 1,099.07
14.	Kurpetski, J.	$6\frac{1}{2}$ 1	2 = $7\frac{1}{2}$ 1 = $1\frac{1}{2}$	933.50 <u>186.70</u> 1,120.20
15.	Loggia, J.	5 1	3 = 1 0 = 1	661.48 <u>101.77</u> 763.25
16.	Lydon, J.	$6\frac{1}{2}$ 1	3 = 8 1 = $1\frac{1}{2}$	814.12 <u>152.65</u> 966.77
17.	Lynch, T.	6 1	3 = $7\frac{1}{2}$ 1 = $1\frac{1}{2}$	763.24 <u>152.65</u> 915.89
*18.	Mackie, F.	5 1	3 = $6\frac{1}{2}$ 0 = 1	661.48 <u>117.42</u> 778.90
19.	McDonald, O.	$6\frac{1}{2}$ 1	2 = $7\frac{1}{2}$ 1 = $1\frac{1}{2}$	924.70 <u>184.94</u> 1,109.64
*20.	Michalski, V.	$6\frac{1}{2}$ 1	1 = 7 1 = $1\frac{1}{2}$	861.88 <u>184.94</u> 1,046.82
21.	Mickoliger, L.	$6\frac{1}{2}$ 1	3 = 8 1 = $1\frac{1}{2}$	986.34 <u>184.94</u> 1,171.28
22.	Miller, D.	$6\frac{1}{2}$ 1	5 = 9 1 = $1\frac{1}{2}$	1,099.07 <u>183.18</u> 1,282.25
23.	Moisa, W.	$6\frac{1}{2}$ 1	5 = 9 1 = $1\frac{1}{2}$	1,120.20 <u>186.70</u> 1,306.90

6/18/85

## RESOLUTIONS Continued

578

Name	Paid Holidays	Holidays Worked ( $\frac{1}{2}$ Day Pay for each)	Total
24. Paasch, P.	6 $\frac{1}{2}$ 1	4 = 8 $\frac{1}{2}$ 0 = 1	1,047.99 123.29 <u>1,171.28</u>
25. Palmer, W.	6 $\frac{1}{2}$ 1	5 = 9 1 = 1 $\frac{1}{2}$	1,174.24 195.71 <u>1,369.95</u>
26. Peeker, R.	6 $\frac{1}{2}$ 1	3 = 8 1 = 1 $\frac{1}{2}$	814.12 152.65 <u>966.77</u>
27. Psaltis, J.	6 $\frac{1}{2}$ 1	5 = 9 1 = 1 $\frac{1}{2}$	1,099.07 122.12 <u>1,221.19</u>
28. Rodgers, F.	6 1	2 = 7 1 = 1 $\frac{1}{2}$	854.53 183.18 <u>1,038.01</u>
29. Romaniello, F.	6 $\frac{1}{2}$ 1	4 = 8 $\frac{1}{2}$ 0 = 1	1,047.99 123.39 <u>1,171.28</u>
30. Sadowski, E.	5 1	2 = 6 0 = 1	746.80 124.47 <u>871.27</u>
31. Summerville, A.	6 1	2 = 7 0 = 1	913.30 130.47 <u>1,043.77</u>
32. Swiatocha, J.	5 1	3 = 6 $\frac{1}{2}$ 0 = 1	763.24 117.42 <u>880.66</u>
33. Troyan, P.	6 $\frac{1}{2}$ 1	3 = 8 0 = 1	986.34 123.29 <u>1,109.63</u>
34. Von Voight, R.	5 1	5 = 7 $\frac{1}{2}$ 0 = 1	924.70 123.29 <u>1,047.99</u>
35. Weinand, D.	6 1	3 = 1 1 = 1 $\frac{1}{2}$	915.89 183.18 <u>1,099.07</u>
36. Witt, W.	6 $\frac{1}{2}$ 1	3 = 8 1 = 1 $\frac{1}{2}$	976.95 183.18 <u>1,160.13</u>
37. Woods, K.	5 1	2 = 6 0 = 1	732.71 122.12 <u>854.83</u>

RESOLUTIONS Continued

Name	Paid Holidays	Holidays Worked ( $\frac{1}{2}$ Day Pay for each)	Total
38. Yakaboski, D.	6 $\frac{1}{2}$ 1	3 = 8 1 = 1 $\frac{1}{2}$	976.95 183.18 <u>1,160.13</u>
39. Zaleski, J.	6 $\frac{1}{2}$ 1	3 = 8 0 = 1	976.95 122.12 <u>1,099.07</u>

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes,  
Lombardi, yes, Janoski, yes.  
The resolution was thereupon duly declared adopted.

#454 AUTHORIZES HOLIDAY PAY FOR SUPERIOR OFFICERS.

Councilman Artale offered the following resolution which  
was seconded by Councilman Boschetti.

BE IT RESOLVED, that the following Superior Officers be paid  
Holiday Pay for a period from January 1, 1985 thru and including July  
4th, 1985.

1. Alexander, F.	6 1	2 = 7 1 = 1 $\frac{1}{2}$	958.93 205.49 <u>1,164.49</u>
2. Becht, J.	5 1	2 = 6 0 = 1	821.94 136.99 <u>958.93</u>
3. Droskoski, W.	6 $\frac{1}{2}$ 1	2 = 7 $\frac{1}{2}$ 1 = 1 $\frac{1}{2}$	1,110.45 222.09 <u>1,332.54</u>
4. Grattan, J.	6 $\frac{1}{2}$ 1	4 = 8 $\frac{1}{2}$ 0 = 1	1,175.55 138.30 <u>1,313.85</u>
5. Grattan, L.	6 $\frac{1}{2}$ 1	3 = 8 0 = 1	1,261.44 157.68 <u>1,419.12</u>
*6. Grossman, A.	6 1	4 = 8 1 = 1 $\frac{1}{2}$	1,085.52 205.49 <u>1,291.01</u>
7. Mazzo, L.	6 $\frac{1}{2}$ 1	2 = 7 $\frac{1}{2}$ 0 = 1	1,037.25 138.30 <u>1,175.55</u>
8. Palmer, R.	6 $\frac{1}{2}$ 1	3 = 8 0 = 1	1,353.68 169.21 <u>1,522.89</u>

RESOLUTIONS Continued

9.	Robinson, D.	6½ 1	3 = 8 1 = 1½	1,184.48 222.09 <u>1,406.57</u>
10.	Underwood, R.	6 1	2 = 7 0 = 1	992.46 141.78 <u>1,134.24</u>
			TOTAL	<u><u>12,719.12</u></u>

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.  
The resolution was thereupon duly declared adopted.

#455 AUTHORIZES NIGHT DIFFERENTIAL PAY TO POLICE OFFICERS FROM JANUARY 1, 1985 TO JUNE 30, 1985.

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

BE IT RESOLVED, that the following Police Officers be paid Night Differential Pay for a period from January 1, 1985 to June 30, 1985.

1.	Alexander, F.	\$ 200.00
2.	Becht, J.	200.00
3.	Boden, R.	200.00
4.	Danowski, J.	200.00
5.	Densieski, A.	200.00
6.	Dorfer, T.	200.00
*7.	Droskoski, W. (3 months)	100.00
8.	Erick. C.	200.00
9.	Fagan, D.	200.00
10.	Foote, F.	200.00
11.	Gianni, V.	200.00
12.	Grattan, J.	200.00
13.	Green, D.	200.00
14.	Grossman, A.	200.00
15.	Haley, R.	200.00
16.	Keller, B.	200.00

RESOLUTIONS Continued

17. Kurpetski, J.	\$ 200.00
18. Loggia, J.	200.00
19. Lydon, J.	200.00
20. Lynch, T.	200.00
21. Mackie, F.	200.00
22. Mazzo, L.	200.00
23. McDonald, O.	200.00
24. Michalski, V.	200.00
25. Mickoliger, L.	200.00
26. Moisa, W.	200.00
27. Paasch, P.	200.00
28. Peeker, R.	200.00
29. Psaltis, J.	200.00
30. Rodgers, F.	200.00
31. Romaniello, F.	200.00
32. Swiatocha, J.	200.00
33. Troyan, P.	200.00
34. VonVoigt, R.	200.00
35. Weinand, D.	200.00
36. Witt, W.	200.00
37. Woods, K.	200.00
38. Yakaboski, D.	200.00
39. Zaleski, J.	200.00
TOTAL	<u>7,700.00</u>

\*Pro Rated

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes,  
Lombardi, yes, Janoski, yes.  
The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued#456 TRANSFER OF FUNDS - JAB.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the Supervisor be and hereby is authorized to transfer the following:

JAB

	<u>FROM</u>	<u>TO</u>
A4210.404 Consultants	\$300.00	
A4210.402 Travel	100.00	
A4210.403 Programs	300.00	
A4210.401 Supplies and Materials		700.00

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#457 OVERTIME COMPENSATION FOR TOWN CLERK EMPLOYEE.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the following employee in the Town Clerk's Office be paid overtime compensation as follows:

Nadia Moore ----- 20 hrs. ----- \$207.16

to be charged to the Town Clerk's Account 1410.100 and an explanatory report be filed with the Town Clerk.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#458 AUTHORIZES OVERTIME - HIGHWAY DEPARTMENT.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

RESOLVED, that the Superintendent of Highways be and is hereby authorized to pay time and one-half compensation for overtime for a total of 29 hours in the amount of \$346.97, in accordance with personal services abstract submitted and filed in the Office of the Town Clerk.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued#459 AUTHORIZES NUTRITION CENTER EMPLOYEES PAY INCREASE.

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, the Suffolk County Office for the Aging has approved salary increase for Nutrition Center program employees.

NOW, THEREFORE, BE IT RESOLVED, that Nutrition Center employees receive increases as indicated: Edith Patton from \$4.25 an hour to \$5.25 an hour and Rita Kuroly from \$4.00 an hour to \$4.75 an hour and

BE IT FURTHER RESOLVED, that the above pay increase shall be retroactive as indicated: Edith Patton as of January 1, 1985 and Rita Kurloy as of February 20, 1985 (her last day of probation).

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#460 APPOINTS SENIORS HELPING SENIORS HOME AIDE.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, due to the resignation of Sophie Stewart from her position of Home Aide, a vacancy now exists.

NOW, THEREFORE, BE IT

RESOLVED, that Norma Hinsch be and is hereby appointed to the position of Home Aide effective June 24, 1985 at the hourly rate of \$4.00.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#461 APPOINTS SECRETARY FOR THE BOARD OF ASSESSMENT REVIEW.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that Coleen Tucker, be appointed as Secretary to the Board of Assessment Review, at an hourly rate of \$6.50 to serve at the pleasure of the Board of Assessment Review.

FURTHER RESOLVED, that payment will be taken from the Board of Assessment Review Budget.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#462 AUTHORIZES PURCHASE OF SHOWMOBILE.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

6/18/85

584

RESOLUTIONS Continued

WHEREAS, Suffolk County did declare a 1971 Wenger Showmobile as surplus equipment, and did authorize the sale of said equipment by County Resolution No. 418, and

WHEREAS, it is the desire of the Town of Riverhead to purchase said showmobile.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to purchase the 1971 Wenger Showmobile from Suffolk County in an amount not to exceed \$1,000.00.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#463 ACCEPTS RESIGNATION OF HOME AIDE.

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, Constance Bilski did submit her letter of resignation from her position of Home Aide.

NOW, THEREFORE, BE IT

RESOLVED, that the resignation of Constance Bilski from her position of Home Aide be and is hereby accepted effective June 17, 1985.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "Let the record show that the hour of 7:45 p.m. has arrived. The Town Clerk will please read a notice of public hearing."

PUBLIC HEARING - 7:45 p.m.

I have affidavits of publishing and posting of a public notice for a public hearing to be held on Tuesday, June 8, 1985 at 7:45 p.m. at Riverhead Town Hall to hear all interested persons regarding: The Special Permit Application of Ronnie Lazrovitch to Amend the Previously Granted Permit for the Expansion of a Mobile Home Park at 235 Route 58, Riverhead, To Permit 5 Mobile Homes Instead of the 6 Previously Granted.

Supervisor Janoski, "Thank you. Is there anyone present representing the applicant? Would you please."

Richard Ehlers, "This is an application to take the Mobile Home Park on Route 58 across from McDonalds and merge 2 of the lots into one lot and then apply to put a foundation in with the traditional modular unit at that location."

PUBLIC HEARING Continued

Supervisor Janoski, "Thank you Mr. Town Attorney. Is there anyone who has any comment on this application? Jessie."

Jessie Tomlinson, Wading River, "I don't have comment on the application itself because I am not really aware of it. I called the Planning Board today to see what the Planning Board decision had been on this particular application and evidently it hasn't gone to the Planning Board yet. And I understood that that is not proper in the Town of Riverhead according to our code. I spoke to Mr. Prusinowski this afternoon."

Supervisor Janoski, "We had discussed it (Jessie) at the work session this afternoon. And while the public hearing has been opened this evening, it will not be closed. It will simply be recessed until the next meeting of the Town Board. What is said this evening will become part of the record but there will be ample opportunity at the next Town Board meeting and it will be re-opened."

Jessie Tomlinson, "Thank you."

Supervisor Janoski, "Is there anyone else who has any comment? That being the case, I will recess this hearing until the next regularly scheduled meeting of the Riverhead Town Board."

7:45 PUBLIC HEARING RECESSED AT 7:48 UNTIL JULY 2

Supervisor Janoski, "Let us continue on with the resolutions."

RESOLUTIONS

#464 GRANTS PERMISSION TO JAMESPORT FIRE DEPARTMENT TO HOLD ANNUAL BAZAAR AT JAMESPORT COMMUNITY CENTER.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, the Town of Riverhead is the owner of a certain parcel commonly known as the Jamesport Community Center, Jamesport, New York, and

WHEREAS, this Town Board is in receipt of a request from the Jamesport Fire Department to hold their Annual Bazaar and Fund Raiser at the Jamesport Community Center for the period of July 23, 1985 through July 28, 1985.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board does hereby grant permission to the Jamesport Fire Department to conduct their Annual Bazaar and Fund Raiser at the Jamesport Community Center for the period of July 23, 1985 through July 28, 1985, and

RESOLUTIONS Continued

BE IT FURTHER RESOLVED, that the Jamesport Fire Department shall hold harmless the Town of Riverhead by obtaining an insurance policy naming the Town of Riverhead as an additional insured in the amount of \$1,000,000.00 for general liability and property damage, 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 Police Department and the Jamesport Fire Department.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#465 GRANTS PERMISSION TO RIVERHEAD CHAMBER OF COMMERCE TO CONDUCT SIDEWALK SALE PROMOTION.

Councilman Lombardi offered the following resolution, which was seconded by Councilman Prusinowski.

WHEREAS, the Town Board is in receipt of a request from the Riverhead Chamber of Commerce to conduct a sidewalk sale promotion utilizing the sidewalks in commercial areas and in the area of the lawn between Main Street, Peconic River parking lot, the Chamber Office and the East End Arts and Humanities Council building on July 11, 12, and 13, 1985.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board does hereby grant permission to the Riverhead Chamber of Commerce to conduct a sidewalk sale promotion in the above described area on July 11, 12, 13, 1985, and

BE IT FURTHER RESOLVED, that the Riverhead Chamber of Commerce shall provide to the Town Clerk, a certificate of insurance indicating the Town as an additional insured in the amount of \$1,000,000.00, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Riverhead Police Department and the Riverhead Chamber of Commerce.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#466 AUTHORIZES TOWN CLERK TO PUBLISH AND POST HELP WANTED AD RE: AUTOMOTIVE EQUIPMENT OPERATOR, HIGHWAY DEPARTMENT.

RESOLUTIONS Continued

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

WHEREAS, due to a transfer in the Highway Department, a vacancy in the position of Automotive Equipment Operator now exists.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Help Wanted Ad for said position.

HELP WANTED

PLEASE TAKE NOTICE, that the Town of Riverhead is seeking qualified individuals to serve in the position of Automotive Equipment Operator. Applicants must possess a High School Diploma and a valid Class 3 New York State Driver's License. Interested individuals must submit an application to the Accounting Department, 200 Howell Avenue, Riverhead, New York, between the hours of 8:30 a.m. and 4:30 p.m. weekdays. No applications for this position shall be accepted after June 28, 1985. The Town of Riverhead does not discriminate on the basis of race, color, national origin, sex, age and handicapped status in employment of the provision of services.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#467 APPOINTS RECREATION SPECIALISTS (WATER SAFETY INSTRUCTORS) TO RIVERHEAD RECREATION DEPARTMENT.

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

RESOLVED, that the following be and are hereby appointed to serve as Recreation Specialists (Water Safety Instructors) effective June 24, 1985 to and including August 16, 1985, to be paid bi-weekly at the following hourly rate and to serve at the pleasure of the Town Board:

RESOLUTIONS Continued

David Lekich	\$5.00
Patricia McCabe	5.00
Cindy Noble	6.25
Jill van den Thoorn	4.50

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#468 AUTHORIZES APPOINTMENT OF BEACH ATTENDANTS TO RECREATION DEPARTMENT.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the following be and are hereby appointed to serve as Beach Attendants effective June 22, 1985 to and including September 2, 1985, to be paid bi-weekly at the following hourly rate and to serve at the pleasure of the Town Board:

Lisa Birnstein	\$4.50
Pasquale Moyer	4.50
Bennie Poudel	4.50
Karen Rosenblad	4.50
Collen Wiwczar	4.50

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#469 APPOINTS LIFEGUARDS TO RIVERHEAD RECREATION DEPARTMENT.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

RESOLVED, that the following be and are hereby appointed to serve as Lifeguards effective June 22, 1985 to and including September 2, 1985, to be paid bi-weekly at the following hourly rate and to serve at the pleasure of the Town Board:

Chris Finnican	\$5.00
Brian McCabe	5.00
Anthony Rizzi	5.00
Chris Rywelski	5.00
Rob Sikora	4.75

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#470 APPROVES SPECIAL PERMIT OF BRUCE MILITELLO.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

RESOLUTIONS

WHEREAS, by application May 7, 1985, Bruce Militello did apply to this Town Board for a special permit to construct two 3,500 square foot, one-story professional buildings on a 2.75 acre site located on the south side of Route 25, 125 feet west of Broad Avenue, Aquebogue, New York and

WHEREAS, this matter was referred to the Planning Board for their review and recommendation, and

WHEREAS, by letter dated June 10, 1985, the Planning Board recommended that the special permit be approved, and

WHEREAS, on the 4th day of June, 1985, this Town Board held a public hearing wherein all persons wishing to be heard were heard, and

WHEREAS, the Environmental Quality Review Board has determined that the action is a Type II Action without significant impact upon the environment, and

WHEREAS, based upon the Town Board's review on the Environmental Assessment Form and the proceedings had herein, the Town Board determines that the special permit applied for will be a Type II action without significant impact upon the environment pursuant to the State Conservation Environmental Law

NOW, THEREFORE, BE IT

RESOLVED, the Town Board determines 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, and be it further

RESOLVED, that the premises covered by this special permit shall be maintained in conformity with such plan which may from time to time be approved by the Riverhead Town Board, and be it further

RESOLVED, that the special permit application of Bruce Militello, to construct two (2) 3,500 square foot, one-story professional building on a 2.75 acre site located on the south side of Route 25, 125 feet west of Broad Avenue, Aquebogue, New York, be and is hereby approved subject to any and all restrictions and/or limitations outlined in the Riverhead Town Code as may from time to time be amended, and be it further

RESOLVED, that the Town Clerk is authorized to forward a certified copy of this resolution to Bruce Militello and the Riverhead Building Department

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

PUBLIC HEARING

Supervisor Janoski, "Let the record show that the hour of 7:55 p.m. has arrived. The Town Clerk will please read a notice of public hearing."

PUBLIC HEARING - 7:55 p.m.

I have affidavits of publishing and posting of a public notice for a public hearing to be held on Tuesday, June 18, 1985 at 7:55 p.m. at Riverhead Town Hall to hear all interested persons regarding: The Proposed Increase and Improvement of the Facilities of the Riverhead Water District Consisting of the Acquisition and Installation of Meter Vaults and Assemblies at a Maximum Estimated Cost of \$45,000.

(See Water District Minutes)

7:55 PUBLIC HEARING CLOSED AT 7:58

Supervisor Janoski, "Let us move on with the resolutions."

RESOLUTIONS#471 APPROVES SITE PLAN OF BRUCE MILITELLO.

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, a site plan dated May 14, 1985 and elevations dated May 1, 1985 were submitted by Bruce Militello for a building permit for two (2) office buildings at Route 25, Aquebogue, New York, prepared by Suter and Suter, Architects

WHEREAS, this Town Board has reviewed the site plan dated May 15, 1985 and elevations dated May 1, 1985, submitted as prepared by Suter and Suter, Architects.

NOW, THEREFORE, BE IT

RESOLVED, that the Site Plan dated May 14, 1985 and elevations dated May 1, 1985, submitted by Bruce Militello for a building permit for two (2) office buildings at Route 25, Aquebogue, New York, as prepared by Suter and Suter, Architects, be and are hereby approved, subject to the following:

1. That the provisions of the 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 certified 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 and filed with the 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 or disapproval prior to being installed at the property. All signage so proposed shall be coordinated in appearance and design.

RESOLUTIONS Continued

4. That the Declarant is familiar with Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same.

5. Trash receptacles of a decorative design shall be maintained at the premises.

6. That adequate parking for the handicapped pursuant to State and Federal law shall be provided and that each handicap stall shall be designated by an individual sign erected on a station stating, "No Parking, Handicap Only", and the universal symbol affixed thereto.

7. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code, with regard to type, thickness, and grade.

8. That the Town Board may designate fire zones as they may see fit and it is agreed that the owner of the premises shall sign any and all documents as may be required to designate fire zones.

9. Subject to New York State Department of Transportation curbcut approval if necessary.

RESOLVED, that a certified copy of this resolution shall be forwarded by the Town Clerk to Bruce Militello and the Riverhead Building Department.

## DECLARATION AND COVENANT

THIS DECLARATION made the \_\_\_\_\_ day of \_\_\_\_\_, 1985, by Bruce Militello, residing at \_\_\_\_\_, Declarant.

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 the 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, 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 do 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 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.

RESOLUTIONS Continued

2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval or disapproval prior to being installed at the property. All signage so proposed shall be coordinated in appearance and design.

3. That the Declarant is familiar with Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same.

4. Trash receptacles of a decorative design shall be maintained at the premises.

5. That adequate parking for the handicapped pursuant to State and Federal law shall be provided and that each handicap stall shall be designated by an individual sign erected on a station stating, "No Parking, Handicap Only", and the universal symbol affixed thereto.

6. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code, with regard to type, thickness, and grade.

7. That the Town Board may designate fire zones as they may see fit and it is agreed that the owner of the premises shall sign any and all documents as may be required to designate fire zones, and be it further

8. Subject to New York State Department of Transportation curbcut approval, if necessary.

IN WITNESS WHEREOF, the Declarant has hereunto set his hand and seal the day and year above written.

\_\_\_\_\_  
BRUCE MILITELLO

STATE OF NEW YORK )

ss.:

COUNTY OF SUFFOLK )

On this \_\_\_\_\_ day of \_\_\_\_\_ 1985, before me personally came BRUCE MILITELLO, owner of certain real property located at Route 25, Aquebogue, New York, the subject property of the declaration and covenant herein; that he did read the above declaration and covenant and understands its contents; that he did swear to me that they executed same.

\_\_\_\_\_  
The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.  
The resolution was thereupon duly declared adopted.

#472 APPROVES SPECIAL PERMIT OF SUFFOLK TOOL AND DIE CORP.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLUTIONS Continued

WHEREAS, by application April 2, 1985, Suffolk Tool and Die Corp. did apply to this Town Board for a special permit to erect and operate a new building in Manorville, located on Wading River Manor Road for the purpose of operating a machine shop whose daily course of business is machining small molds, tools, dies and fixtures and

WHEREAS, this matter was referred to the Planning Board for their review and recommendation, and

WHEREAS, by letter dated May 20, 1985, the Planning Board recommended that the special permit be approved, and

WHEREAS, on the 4th day of June, 1985, this Town Board held a public hearing wherein all persons wishing to be heard were heard, and

WHEREAS, the Environmental Quality Review Board has determined that the action is a Type II Action without significant impact upon the environment, and

WHEREAS, based upon the Town Board's review on the Environmental Assessment Form and the proceedings had herein, the Town Board determines that the special permit applied for will be a Type II Action without a significant impact upon the environment pursuant to the State Conservation Environmental Law

NOW, THEREFORE, BE IT

RESOLVED, the Town Board determines 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 of 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, and be it further

RESOLVED, that this special permit is subject to and conditional upon the applicant submitting a site plan acceptable to the Riverhead Town Board before the special use permit herein may commence, and be it further

RESOLVED, that the premises covered by this special permit shall be maintained in conformity with such plan which may from time to time be approved by the Riverhead Town Board, and be it further

RESOLVED, that the special permit application of Suffolk Tool and Die Corp. to erect and operate a new building in Manorville, located on Wading River Manor Road for the purpose of operating a machine shop whose daily course of business is machining small molds, tools, dies and fixtures be and is hereby approved subject to any and all restrictions and/or limitations outlined in the Riverhead Town Code as may from time to time be amended, and be it further

RESOLVED, that the Town Clerk is authorized to forward a certified copy of this resolution to Suffolk Tool and Die Corp. and the Riverhead Building Department.

6/18/85

593

RESOLUTIONS Continued

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#473 AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE  
RE: ESTABLISHMENT OF LIST OF INTERPRETERS.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, as a receipt of \$25,000 or more in revenue sharing funds for each entitlement period, the Town of Riverhead is required to comply with the requirements of Section 51.55 of the Revenue Sharing Regulations, and

WHEREAS, said regulations prohibit handicapped discrimination by any recipient, and

WHEREAS, it is the recommendation of the Handicapped Advisory Board that in order to assist in compliance with these Federal regulations that a list be established of recognized interpreters for the handicapped; sign language, foreign language, etc.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below public notice with regard to the establishment of said list in the June 20, 1985 issue of The News Review and the June 26, 1985 issue of Suffolk Life Newspapers.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that the Town of Riverhead is seeking the assistance of recognized sign language and foreign language interpreters to aid in communication with the handicapped.

All qualified individuals are asked to contact the Office of the Supervisor at 727-3200 Ext. 50 between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#474 ACCEPTS FINAL ENVIRONMENTAL IMPACT STATEMENT RE: APPLI-  
CATION OF BROAD COVE, INC.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

WHEREAS, a Draft Environmental Impact Statement has been circulated to involved agencies pursuant to State Environmental Conservation Law with regard to the application of Broad Cove, Inc., and

WHEREAS, based upon the comments received after such circulation and after public hearing, Broad Cove, Inc. has revised the Draft Environmental Impact Statement to submit additional data.

RESOLUTIONS Continued

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead Inc; such Final Environmental Impact Statement of Broad Cove, the Draft Environmental Impact Statement, the written comments submitted and response thereto, as well as, the revised site plan.

BE IT FURTHER RESOLVED, that the Office of the Town Attorney shall forward a Notice of Completion of the Final Environmental Impact Statement to the involved agencies pursuant to the State Environmental Conservation Law, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Anthony T. Conforti, Atty. for the applicant.

The vote, Boschetti, yes, Artale, yes, Prusinowski, abstain, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "Let the record show that the hour of 8:05 p.m. has arrived. The Town Clerk will please read a notice of public hearing."

PUBLIC HEARING - 8:05 p.m.

I have affidavits of publishing and posting of a public notice for a public hearing to be held on Tuesday, June 18, 1985 at 8:05 p.m. at Riverhead Town Hall to hear all interested persons regarding: Special Permit Application of Douglas Miller to Construct and Operate a Non-Nuisance Industry in an Industrial A District at Vacant Property on the South Side of Pulaski Street, West of J.T. Boulevard, Riverhead.

Supervisor Janoski, "Thank you. Is there anyone representing the applicant?"

Allen Smith, Attorney, "Mr. Supervisor, I will lay out a couple of site plans such that those people who wish to comment can see graphically what's proposed."

Supervisor Janoski, "Do you have an extra one Allen. Maybe the members of the Board would like to look at it as you discuss it."

Allen Smith, "For the stenographer, my name is Allen Smith, Attorney of Roanoke Avenue, Riverhead. Mr. Miller and his family have run a precision machine shop in Ozone Park for a number of years. They have examined the zoning of the Town of Riverhead and have been able to locate this particular lot which is on the south side of Pulaski Street and is detailed here. Although the lot runs over to Industrial Boulevard, the southerly half or greater of the parcel has a stream and wetlands on it. Mr. Miller with Mr. Young's help, (Howard Young) as shown on these drawings, puts the parking as close as he can get it to Pulaski Street and puts the building immediately behind the parking leaving approximately half to two thirds the parcel from Industrial Boulevard up towards Pulaski Street vacant. It is not a large building but this

PUBLIC HEARING ContinuedAllen Smith, Continued

type of manufacturing. It's a 15 thousand square foot building. The estimated cost of construction will be a million dollars give or take. The current employment at the facility in Ozone Park is 40 people. With the government contracts that Mr. Miller has and which this facility will service in the current military application, that employment will probably raise to approximately 65 skilled and semi-skilled positions. There are no effluents from this type of operation. There will be no storage of oils or similarly prohibited materials in excess of those that are required by the tooling machines and he can stipulate to the current standards of Article 7 which is also then 5/55 gallon drums of any materials. I'll listen to any comments that may be raised by the public and try to address them as they are."

Supervisor Janoski, "Is there anyone who wishes to address the Board or ask questions, make comments concerning this application? Henry."

Henry Lamb, Industrial Blvd., "Mr. Supervisor, members of the Town Board. I am Henry Lamb, resident of Industrial Boulevard. I am speaking for myself and on behalf of the Clearview Civic Association. I am the business manager. I have one question for Mr. Smith on his client. What are your hours of operation?"

Supervisor Janoski, "Henry could you (just a minute sir) go through your presentation and I'm sure they will take a minute and answer you."

Henry Lamb, "I just want this one portion answered. That's why I stated this."

Doug Miller, Applicant, "Hours of operation will be during the day and then possible (at a later date) during the night also. But the noise factor is not a consideration as it is very low. I know that's what you're concerned about."

Supervisor Janoski, "If I can make a comment here Henry and you'll excuse me. Comments at a public hearing are to be made to the Board and we can't have a question and answer period going on. If you would make your.... And I'm not trying to give you a tough time but...."

Henry Lamb, "I directed my question to Mr. Smith because I am quite sure you don't know what hours he'd be operating."

Supervisor Janoski, "I know Mr. Lamb but the way it works is the way it works."

Henry Lamb, "I understand that Joe. One thing I am concerned about (looking at the lay out of the property) is the stream on the south portion of the property. I think most of you know that that stream takes the water from the Stachiw's

6/18/85

PUBLIC HEARING Continued

596

Henry Lamb, Continued

pond off 58. It comes down there in that stream behind Agway and goes to the Peconic River. I think you still are aware that we had problems with that stream. What I am asking you is for an easement to that stream. When that water backs up, it clogs up the west portion of the town in that area. I believe there's a covenant to the deed on that property stating that that stream is to never be tampered with. That it is to remain in its natural width and flow. That's my concern."

Supervisor Janoski, "Henry, could I just ask you a question. Are you asking that the applicant grant an easement to the town?"

Henry Lamb, "Yes. I am asking the Town Board to obtain an easement on this property. Do I make myself clear?"

Supervisor Janoski, "Yes. Allen would you like to address that?"

Allen Smith, "To some degree we have anticipated Mr. Lamb's concern. I am familiar with the condition there and that is why Mr. Young has drawn the project as it is drawn. I've given Mr. Lamb a copy of the site plan such that he can take it back to the Clearview Civic Association. And I believe, assuming that the site plan is acceptable to the Board and the results of the hearing are such that a permit might show that either a covenant or an easement with reference to the southerly half of the property can be created."

Supervisor Janoski, "Thank you Allen. Is there anyone else who has a comment to make on this application? Yes ma'am. If you would state your name and address for the record."

Doris Bennett, Industrial Blvd., "My question is directed to Mr. Smith also. I would like to ask that if he would be somewhat more specific."

Supervisor Janoski, "If you would just speak into the microphone because we are recording this. Ma'am, you don't have to address your question to Mr. Smith. You're supposed to be talking to the Town Board. But he is listening."

Doris Bennett, "Mr. Smith, I would ask that if you would be more specific to the type of machinery that you say this building is going to...."

Doug Miller, "The machinery in the building will consist primarily of small milling machines and turning machines of horse power no greater than 10 horse power. Decibel level certainly no greater than anything you hear right now except for once in a while when a compressor kicks on and everyone knows what that sounds like."

PUBLIC HEARING Continued

Supervisor Janoski, "Is the building going to have any kind of material (insulation) to make sure of that and keep it inside?"

Doug Miller, "Well, we will be (eventually) insulated for weather purposes, heat relation and that will indeed reduce the amount of noise."

Supervisor Janoski, "From your experience in operating your other facility, would you be able to say at what distance from the structure a noise (an interior noise) might be heard?"

Doug Miller, "If the wind was calm, you could probably hear it from 2 or 300 feet away but what you would here is something that would not be an annoyance. Certainly you would not hear that indoors. If everything was closed up, you would not hear it within 50 feet."

Supervisor Janoski, "Thank you. Is there anyone else who... I'm going to have to recess this hearing."

8:05 PUBLIC HEARING RECESSED AT 8:15

Supervisor Janoski, "Let the record show that the hour of 8:15 p.m. has arrived. The Town Clerk will please read a notice of public hearing."

PUBLIC HEARING - 8:15 p.m.

I have affidavits of publishing and posting of a public notice for a public hearing to be held on Tuesday, June 18, 1985 at 8:15 p.m. at Riverhead Town Hall to hear all interested persons regarding: The Special Permit Application of Ovas Realty to Conduct a Wholesale Business (Non-Nuisance) Together with an Accessory Retail Shop.

Supervisor Janoski, "John, would you object if I recessed this hearing and re-open the other one? Thank you. I'm going to recess the hearing on Ovas Realty and re-open the hearing on the application of Douglas Miller."

8:15 PUBLIC HEARING RECESSED AT 8:16  
8:05 PUBLIC HEARING RE-OPENED AT 8:16

Allen Smith, "I think that one thing that would be helpful is to invite Mr. Lamb or a delegation of whom ever they wish to select from the association to visit Mr. Miller at his current location and see the type of operation that they have. If they have any questions that are unanswered after such visit, we would respond to them. And if they have comments either positive or negative after a visit to the current machine shop, they can put them in writing as a portion of this record. You can't conclude this matter this evening in any event so it would be on the agenda again 2 weeks from now."

6/18/85

598

PUBLIC HEARING Continued

Supervisor Janoski, "Thank you Allen. Is there any other comment? Yes sir."

Charles Bennett, Industrial Blvd., "As most of you know, a number of houses in that area are 300 feet or less and there will be.... I don't know how the noise level will be, but that is the thing that we are primarily concerned about, is the noise level. And I heard attorney Smith mention that there's a possibility of a delegation of some individuals to visit the site that he's presently operating. Is that right? Am I correct? And to get some idea to the noise level.... I mean, we want to be cooperative as far as possible but we would like to protect ourselves. We wouldn't want to have something to come into our neighborhood and keep us up half the night. So that is something we are primarily concerned about is the noise level and the hours of operation."

Supervisor Janoski, "Henry, you will probably speak to Allen (if there is a desire) to work out the details of going to visit the site and let us know. Ok. Is there any other comment on this application? That being the case.... Yes ma'am. I'm sorry."

Jane Henderson, J.T. Blvd., "I would like to know how much of that property is going to be used. Is it going to be both sides of the stream or just on the Pulaski Street side? Because if it's on the other side of the stream, it's going to be directly across from my home and I don't have my windows closed all year around. Weather like this, they're wide open and I'll hear all of that noise."

Supervisor Janoski, "Allen. I was wondering who the president was at the present time. I know Henry used to be but now you're the manager. Why don't you, if you would, come forward and look at the site plan. Is there any other comment? Yes."

Mary Harris, Hinda Blvd., "I am just concerned about what are these machines producing? What are they making?"

Supervisor Janoski, "Your question (I take it) would be; is there anything explosive, dangerous or hazardous?"

Mary Harris, "Yes. What are these machines doing?"

Allen Smith, "Again, you will be able to see them at a visit if somebody makes one. But as Mr. Miller has just explained to me, it is precision machine parts no bigger than a foot and a half in any dimension. The average size is less than your thumb."

Supervisor Janoski, "I think what she's concerned about Allen is that part of a bomb.... The word military was used here and I believe that's what she's talking about."

6/18/85

599

PUBLIC HEARING Continued

Allen Smith, "No explosives. None of the toxins or the like things that are prohibited by Article 7 or any of that. These are parts. I would guess engine parts. Give us some examples."

Doug Miller, (from audience) "... electronic parts, computer parts, all sorts of parts..."Inaudible.

Allen Smith, "Pieces of ejection seat, whatever. Things like that."

Supervisor Janoski, "Thank you Allen. Thank you. Is there anyone else who wishes to address the Board on this matter? Without objection, I declare the hearing.... Henry, thank you."

Henry Lamb, "Thank you Joe. Is it possible that we could leave the public hearing open? I really want to give them a fair shake."

Supervisor Janoski, "Sure."

Henry Lamb, "Ok. At the next hearing we will probably have more input but we do want to give them a fair shake."

Supervisor Janoski, "Council do you have any objection?"

Allen Smith, "None. Excuse my not climbing over this lady for the tenth time. I will shout loud enough so people can hear it. We'll bring in some parts. I've asked Mr. Miller to get me a sample kit of what he makes and bring it down here and leave it at this Town Hall so people can see what the parts are."

Supervisor Janoski, "Does anyone on the Board have any objection?"

Town Board, "No."

Supervisor Janoski, "Then I declare that the hearing is recessed and that the hearing will be re-opened at the next regularly scheduled meeting of the Riverhead Town Board."

8:05 PUBLIC HEARING RECESSED AT 8:24 UNTIL JULY 2

Supervisor Janoski, "Well, it's about 2 minutes before the next scheduled public hearing. Oh, do you. Well how about reading the correspondence on Ovas. I'll re-open it then."

8:15 PUBLIC HEARING RE-OPENED AT 8:24

CORRESPONDENCE:

1. Planning Board, 6/10/85  
recommending that application be approved.
2. Joshua Galitzer, 5/31/85  
advising that he concurs with granting the permit.

6/18/85

PUBLIC HEARING Continued

600

Supervisor Janoski, "Thank you. John, what I'm going to do is open the next hearing and close it and then you're on. We have a little bit less than a minute."

8:15 PUBLIC HEARING RECESSED AT 8:25

Supervisor Janoski, "Let the record show that the hour of 8:25 p.m. has arrived. The Town Clerk will please read the notice of public hearing."

PUBLIC HEARING - 8:25 p.m.

I have affidavits of publishing and posting of a public notice for a public hearing to be held on Tuesday, June 18, 1985 at 8:25 p.m. at Riverhead Town Hall to hear all interested persons regarding: The Enactment of Section 48-11 of the Town Code, "Impoundment Fees".

Supervisor Janoski, "Thank you. I'm going to recess that hearing and re-open the hearing on the special permit application of Ovas Realty. John, you're on."

8:25 PUBLIC HEARING RECESSED AT 8:26

8:15 PUBLIC HEARING RE-OPENED AT 8:26

John Munzel, Attorney, "Thank you very much."

Supervisor Janoski, "Thank you for being patient."

John Munzel, "Thank you. Attorney for the applicant Ovas Realty Corp. I think the petition is self explanatory. But for the members of the audience here who may not be familiar with the petition; the property of course, is that of Savo Kitchens up at Route 58. The property (as you well know) sits in the middle of basically nowhere almost. The proposal is for a special permit use for wholesale with accessory retail. At present, the property is used by Savo operations which basically are the kitchens which is primarily a (I guess) a wholesale use with very little traffic for retail. There is a proposed lease with Sherwin Williams Corporation for a wholesale paint store and a retail operation also. A representative of Sherwin Williams is here if you would like to have any information specifically from them. But they do indicate in their corporate financial statement that historically and throughout the nation, that the usage of their facilities is generally 65% wholesale and 35% retail. That of course, varies substantially with each location. But nation-wide, that seems to be the average. It's anticipated (as best as anybody can guess) that it will probably be somewhere around that relationship also. I should also point out that Sherwin Williams' operation is geared to the wholesale usage. They primarily, their thrust is to go to the builder, to the large property owner seeking their wholesale trade rather than the retail. Obviously they're not closing down the retail operation because of people walking in and buying 2 gallons of paint. That's 2 gallons of paint. In

PUBLIC HEARING ContinuedJohn Munzel, Continued

as far as any detriment to the area that's set out in the petition but I can't see any detriment in terms of traffic because there's adequate parking. There's very adequate ingress and egress for Route 58. The area is vacant land around. If the place blew up, nothing would happen basically to any environs of the area. I can't see it blowing up. We have paint stores right now in shopping centers and this is a large paint facility that will be basically in a vacant area. The Planning Board has recommended approval of the application. If anybody has any questions, I would be happy to address them."

Supervisor Janoski, "John, if you just could explain why it is that we are here tonight. It's industrially zoned and how we got here."

John Munzel, "This is industrial A zoned. Industrial A zone requires a special permit from this Board for wholesale industry. It also requires a special permit for accessory retail use. There are a number of other possible approaches to this development. But that is the thrust of this particular application at this time."

Supervisor Janoski, "Thank you John. Is there anyone present who has any comment to make on this application? That being the case and without objection, I declare the hearing closed."

8:15 PUBLIC HEARING CLOSED AT 8:29

Supervisor Janoski, "I would re-open the hearing on the amendment to the Town Code regarding the impoundment fees. Mr. Town Attorney."

8:25 PUBLIC HEARING RE-OPENED AT 8:29

Richard Ehlers, "The proposal is to go after the tri-cycles on the beaches and the other non-4-wheel drive permit vehicles that are used on the beach. Many of them are operated by juveniles and it's difficult to arrest a juvenile. So the proposal is to impose a hundred dollar impoundment fee for any non-permit/4-wheel drive vehicle which is operated on the beaches and an additional 10 dollars a day fee to get it back. The hope being that this would discourage the use of these non-permit vehicles on the beaches."

Supervisor Janoski, "Thank you. Is there anyone present who has any comment on this amendment to the Town Code? Mr. Nohejl."

Bill Nohejl, Wading River, "I would like a clarification as to what is allowed and what is not allowed, authorized and unauthorized."

6/18/85

602

PUBLIC HEARING Continued

Richard Ehlers, "What's authorized is a 4-wheel vehicle operated by a licensed driver with the mandatory state insurance requirements."

Bill Nohejl, "How about town permit?"

Richard Ehlers, "They must be a resident of the town with a town permit."

Bill Nohejl, "That's what I was wondering."

Richard Ehlers, "That was changed last year."

Supervisor Janoski, "Are you asking to be recognized John? Sure."

John Munzel, "It's happening where I live that these vehicles come by with helmeted drivers and you can't tell if it's male, female or a dog driving the thing. Perhaps, and you might consider some sort of identification on these or at least some identification numbers are somewhere. It is vehicle number 425 going up and down the sand dune. Thank you."

Supervisor Janoski, "Thank you John. Yes sir."

Mark Stotsky, Dolphin Way, "Could I direct.... Is this strictly impound looking for beach use only? We are not looking for it on.... And we're only looking at 3-wheelers. We're not looking at motorcycles. We're not looking at odysseys. We're not looking at home-made beach buggies."

Richard Ehlers, "Anything that's not a 4-wheel drive vehicle."

Mark Stotsky, "And we're talking beaches only as far as this impoundment reads is for the beach use only, if this bike is caught on the beach."

Richard Ehlers, "This amendment is to the beach section of the Riverhead Town Code. There may be other reasons why you are prohibited from operating motorcycles on other parcels of private property in the town but that's not covered by this section."

Mark Stotsky, "Thank you."

Supervisor Janoski, "Thank you."

TAPE ENDED

Bob Skinner, Wading River, "... your 48-11 amendment covers varying articles within the code but the change that was made last year that was listed to eliminate the trikes was listed under article 48-7 which isn't covered. Are we still saying that we're going strictly by...."

PUBLIC HEARING Continued

Richard Ehlers, "Article 48 regulates the beach uses. What we have added is an additional penalty section that says; in addition to any of the other penalties and restrictions including your 48-7, there's an overall penalty provision for violation of this entire chapter which is the impoundment of the vehicle. Now suppose you had a non-town registered 4-wheel vehicle which would normally be permitted, but you didn't get it registered, that would be subject to this impoundment. You had a 3-wheel vehicle which you can't register, that will be subject to this impoundment. If you have a 2-wheel vehicle which you can't register, that will be subject to this impoundment. If you have a 4-wheel vehicle without insurance, it will be subject to this impoundment. So it catches... It's an additional penalty provision on top of all the other requirements of the chapter."

Bob Skinner, "Ok. Why.... I understand why you're going after the 3-wheelers and I agree with that 100 percent. I just want to make one comment that it bothers me to a certain degree that sooner or later this is going to be used against all 4-wheel vehicles later on. Ok. That's just a comment. If a clause can be put or something that could restrict this type of activity, that would be fine. But I worry that 3 or 4 years down the road once this gets established, that you've got impound authority over any 4-wheel drive vehicle which basically you do under this. That once your condos and once your other associations get together, that the 4-wheel drive fisherman will no longer be able to use the beach and this is a very strong weapon. That's a comment but I guess overall I'm for it. One other question I have is; if you can do this for the beaches, then why can't we do it for the beach parking lots? Can we do the same thing? Can we include the 48-22 which covers the parking lots the, parking areas, etc., etc. Because when you come down there on a Sunday (and I've said this more than once) and you find that all these people from Shirley and Shoreham are using that Wading River boat ramp and you're by yourself and you've got to leave your rig and walk to the auxiliary parking lot, it's something that I can't understand why you only get a \$50 (maximum of \$50) and it's usually nowhere near that once they get the ticket etc., etc. It's usually \$20. Maybe.... And there's no impound authority in the sections regarding that. Then maybe if we towed a few vehicles away, we'd have someplace for the Riverhead residents to park on a Sunday morning when they want to launch their boat. Thank you."

Supervisor Janoski, "Thank you. Henry."

Henry Pfeiffer, Wading River, "I'm a little unclear about one or two things. Is this designed for the beach that is owned publicly? Is it designed to include private beaches, private beaches below the high water mark, so forth so on?"

Supervisor Janoski, "Mr. Town Attorney."

6/18/85

605

PUBLIC HEARING Continued

Bill Nohejl, "In reference to what was just said by the Town Attorney, you must post your property otherwise you can not enforce people staying off of it."

Supervisor Janoski, "I don't think the Town Attorney said that."

Richard Ehlers, "It's a lot easier for the police officer if it's posted."

Bill Nohejl, "Yes. I've run into this situation before where hunters and illegal people come on the property and I was told that if it was not posted you can not do it. Now, in order to keep these trikes and everything off of the beaches, you better d--- well have that beach posted with all these regulations stating that they shall not go on there. Otherwise you're going to have the same problem as I do. It's not posted how do we know? And another statement you made too. A person could be riding that beach between the high and low. And if he's smart enough to get up onto public property, then you can't impound his vehicle. Up above the high water mark."

Supervisor Janoski, "I want to thank you both for making that on the record and letting everybody know that there's a way to beat it."

Bill Nohejl, "Well, you've got to...."

Richard Ehlers, "We have no idea where the high and low water mark is. It's tough."

Supervisor Janoski, "Thank you Bill. I missed you over the past few weeks. Is there anyone else present who wishes to address the Board on this particular amendment to the Town Code? That being the case and without objection, I declare the hearing closed. The Town Board is going to have a short recess. I advised the media that one of....."

8:25 PUBLIC HEARING CLOSED AT 8:42  
TOWN BOARD MEETING RECESSED AT 8:42  
TOWN BOARD MEETING RECONVENED AT 9:00

Supervisor Janoski, "The meeting will return to order. I believe we are at 475. Aren't we at 475?"

RESOLUTIONS

#475 AMENDS RESOLUTION #440 OF JUNE 13, 1985.

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, by Resolution #440 approved June 13, 1985, this Town Board did authorize the attendance of the Board of Assessors at a seminar to be held at Cornell University on August 4 through August 9, 1985, and

RESOLUTIONS Continued

WHEREAS, said resolution inadvertently read that the amount of \$337.50 shall be advanced to each assessor to cover all necessary expenses, and

WHEREAS, the amount of \$377.50 shall only cover the tuition cost.

NOW, THEREFORE, BE IT

RESOLVED, that an additional \$275.00 be advanced to each assessor attending said seminar to cover expenses such as travel, lodging, meals and materials, and

BE IT FURTHER RESOLVED, that all expenses shall be fully receipted upon their return.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#476 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING, RE: SPECIAL PERMIT APPLICATION OF J.T. REALTY CORP.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, that the Town Clerk is hereby authorized to publish and post the below Public Notice with regard to the special permit application of J.T. Realty Corp. to operate a gasoline service station located at Route 58, Old Country Road, Calverton, New York, and

BE IT FURTHER RESOLVED, that the applicant shall comply with all requirements as set forth in Section 108-47 of the Riverhead Town Code, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Charles R. Cuddy, Atty. for the applicant.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 2nd day of July, 1985 at 8:05 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the special permit application of J.T. Realty Corp. to operate a gasoline service station at Route 58, Old Country Road, Calverton, New York.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#477 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING, RE: ADDITION TO CHAPTER OF THE RIVERHEAD TOWN CODE, SECTION 86a-9 RE: "SCAVENGER WASTE ORDINANCE."

(See Scavenger Waste Minutes)

RESOLUTIONS Continued#478 APPLICATION FOR FIREWORKS PERMIT.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

WHEREAS, application for a Fireworks Permit has been made by Riverhead Raceway, filed with the Town Clerk on May 15, 1985, and

WHEREAS, this application has been reviewed by the Riverhead Town Board for compliance with Section 405 of the Penal Law of the State of New York, and

WHEREAS, the application has been updated by letter of Louis J. Petrizzo of June 11, 1985, which has been filed with the Town Clerk more particularly describing the area where the fireworks will be displayed and the time of display.

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 405 of the Penal Law of the State of New York, the Town Board of the Town of Riverhead hereby grants to Riverhead Raceway, a fireworks permit for a fireworks display on June 29, 1985, or the rain date alternate of July 6, 1985, on the location and in the manner described in the application of Riverhead Raceway filed with the Town Clerk May 15, 1985, as amended by letter dated June 11, 1985, and be it further

RESOLVED, that this permit is expressly conditioned upon the understanding that no debris will land on any property not owned by the applicant and that all other requirements of Section 405 of the Penal Law shall be strictly complied with, and be it further

RESOLVED, that a copy of this resolution be forwarded by the Town Clerk to Riverhead Raceway.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#479 APPROVES SITE PLAN OF RIVERHEAD PLAZA ASSOCIATES C/O EASTLAND REALTY, INC. FOR INTERIOR AND EXTERIOR RENOVATIONS TO BUILDINGS LOCATED AT THE KING KULLEN - CALDORS SHOPPING CENTER, ROUTE 58, RIVERHEAD, NEW YORK.

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, a site plan was submitted by Riverhead Plaza Associates c/o Eastland Realty, Inc. for a building permit for interior and exterior renovations to building located at the King Kullen - Caldors Shopping Center on Route 58, Riverhead, New York, and

WHEREAS, this Town Board has reviewed the site plan and elevations as prepared by Sol Niego, Architect and Planner, dated April 26, 1985.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Riverhead Plaza Associates c/o Eastland Realty, Inc. for a building permit for interior and exterior renovations to building located at the King Kullen - Caldors Shopping Center on Route 58,

RESOLUTIONS Continued

Riverhead, New York, as prepared by Sol Niego, Architect and Planner, dated April 26, 1985, be and is hereby approved subject to the execution of the attached Declaration and Covenant by Riverhead Plaza Associates recorded with the Suffolk County Clerk's Office on February 25, 1985, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward certified copies of this to Riverhead Plaza Associates and the Riverhead Building Department.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#480 IN THE MATTER OF THE EXTENSION OF THE RIVERHEAD WATER DISTRICT (PROPOSED AS EXTENSION NO. 31) IN THE TOWN OF RIVERHEAD, COUNTY OF SUFFOLK, STATE OF NEW YORK.

(See Water District Minutes)

#481 OPPOSES SITING OF ASH DUMP IN RIVERHEAD.

Councilman Lombardi offered the following resolution which was seconded by Councilman Prusinowski.

WHEREAS, the New York State Department of Environmental Conservation has improperly determined to pursue the possible acquisition of property now owned by the Long Island Lighting Company for an ash dump, and

WHEREAS, this dumping facility would be located along the picturesque and historic corridor known as Sound Avenue in the Town of Riverhead, which property includes valuable agricultural soils, as well as, the Ella Hallock Homestead, and

WHEREAS, the Town Board of the Town of Riverhead desires that the Department of Environmental Conservation cease this attempt to ruin ecologically sensitive land.

NOW, THEREFORE, BE IT,

RESOLVED, that the Town Board of the Town of Riverhead hereby opposes any and all attempts by the Department of Environmental Conservation, the Governor, the Assembly and the Senate to destroy the ecologically sensitive lands of the Town of Riverhead, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward certified copies of this resolution to the Regional and State Director of the NYS DEC, the Governor, and the Clerks of the New York State Assembly and Senate, and

BE IT FURTHER RESOLVED, that the Supervisor be and is hereby authorized to seek the assistance of special counsel to thwart any further attempts by the DEC to create an ash dump in Riverhead at the LILCO site.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#482 GRANTS PERMISSION TO P.C. RICHARDS TO CONDUCT A TENT SALE AT THEIR ROUTE 58 LOCATION.

Councilman Boschetti offered the following resolution which was seconded by Councilman Artale.

WHEREAS, this Town Board is in receipt of an application from P.C. Richard & Son requesting permission to conduct a tent sale at their Riverhead location at Route 58 from June 26 through July 17, 1985, and

WHEREAS, P.C. Richard has filed with the Office of the Town Clerk the required insurance certificate for said event.

NOW, THEREFORE, BE IT RESOLVED, that P.C. Richard & Son be and is hereby granted permission to conduct a tent sale at their Route 58 location for the period June 26 through July 17, 1985, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward certified copies of this resolution to P.C. Richard & Son, the Riverhead Police Department, and the Riverhead Building Department.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#483 PLACES TIMOTHY HUBBARD AND DIXON PALMER ON ACTIVE DUTY.

Councilman Artale offered the following resolution which was seconded by Councilman Boschetti.

WHEREAS, on January 9, 1985, Officers Timothy Hubbard and Dixon Palmer were hired as police officers and placed on leaves of absence, and

WHEREAS, at present, there is a need to augment the manpower of the Riverhead Town Police Department.

NOW, THEREFORE, BE IT

RESOLVED, that TIMOTHY HUBBARD and DIXON PALMER are hereby removed from the leave of absence status and placed on active duty effective immediately at the annual rate of compensation as set forth in the 1985/86 PBA Contract.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "We have an additional resolution."

#484 APPROVES SPECIAL PERMIT APPLICATION OF JOSEPH AND LINDA SULLIVAN WITH CONDITIONS.

Councilman Prusinowski offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, on April 15, 1983, by Resolution Number 202, this Town Board did deny the Special Permit Application of Joseph and Linda Sullivan, and

RESOLUTIONS Continued

WHEREAS, the Supreme Court, Appellate Division, Second Department after reviewing the matter has declared that the Riverhead Town Board must issue a Special Permit to Joseph and Linda Sullivan along one of the development schemes presented subject to such reasonable conditions and safeguards as the Town Board may deem advisable to impose; and

WHEREAS, having reviewed the prior papers and proceedings had herein, including the Riverhead Town Planning Board resolutions dated April 16, 1982 and November 5, 1982, the Riverhead Town Board resolution number 202 dated April 5, 1983, the minutes of the public hearings held before the Riverhead Town Planning Board and the Riverhead Town Board, and any and all documentation submitted in support of and in opposition to the subject Special Permit Application, the Town Board duly adopted resolution number 326 dated May 7, 1985, approving a permanent mobile home park permit authorizing the placement of four additional units at the north end of the subject mobile home park, and

WHEREAS, the applicants, have through counsel, presented a compromise plan for the placement of only three units at the south end of the park, and

NOW, THEREFORE, BE IT

RESOLVED, that Town Board resolution number 326 dated May 7, 1985, is hereby repealed and rescinded, and be it further

RESOLVED, that the Special Permit Application of Joseph and Linda Sullivan for a permanent mobile home park permit for the Oak Park Trailer Court at the east side of Wading River-Manorville Road, Wading River, New York, shall be and hereby is granted to the extent that the applicants are authorized to place three additional units, each having a minimum length of forty feet, in the open area at the south end of the park as shown on the survey filed with the Town Clerk in December, 1981, and in all other respects, the Special Permit Application shall be and hereby is denied, and be it further

RESOLVED, that this approval is subject to the following conditions:

1. The three additional units shall be placed in such a way as to maximize sideyards and setbacks from the public roadway and adjacent property lines.
2. No accessory structures shall be placed upon any of the three newly created mobile home lots.
3. Each of the three newly created mobile home lots shall be provided with a driveway leading from Wading River-Manorville Road to the respective unit, which driveway shall be of sufficient dimension to permit the parking of at least one motor vehicle.
4. Dual access to the interior roadway of the park shall be maintained as it presently exists.
5. The applicants shall now and in the future provide written notice to all park residents of the finding of the Riverhead Town Board that the parking of vehicles on the roadway and shoulders of Wading River-Manorville Road presents a potential safety hazard. The applicants shall urge park residents, visitors, guests and invitees to utilize individual driveway and parking lot facilities within the park for the parking of motor vehicles.

RESOLUTIONS Continued

6. The applicants shall establish written rules and regulations requiring that the residents of each unit shall maintain appropriate covered containers of durable material for the disposal of garbage and refuse; that the residents and their visitors, guests and invitees shall maintain their units, mobile home lots and the common areas of the park in a neat and orderly condition; and that they shall refrain from disposing of garbage, refuse, or litter on the park grounds or upon surrounding properties. The applicants shall now and in the future provide written notice to all park residents of the adoption of such rules and regulations.

7. In all other respects, the applicants shall comply, and shall urge compliance by park residents, visitors, guests and invitees, with such laws and ordinances of the Town of Riverhead as may be applicable to the subject mobile home park, including but not limited to those provisions of the Code of the Town of Riverhead respecting accessory structures, garbage and refuse disposal, sanitation, safety, environment and utilities, and be it further

RESOLVED, that a covenant containing the foregoing conditions shall be recorded by the applicants with the Suffolk County Clerk and a certified copy of such recorded covenant shall be filed with the Riverhead Town Clerk. The permit herein granted shall become effective immediately upon the recording and filing of such covenant.

The vote, Boschetti, abstain, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

BILLS

Bills submitted on abstract dated June 18, 1985 as follows:

Councilman Prusinowski offered the following resolution which was seconded by Councilman Artale.  
RESOLVED, that subject to complete audit, the following bills be approved for payment.

The vote, Boschetti, yes, Artale, yes, Prusinowski, yes, Lombardi, yes, Janoski, yes.  
The resolution was thereupon duly declared adopted.

6/18/85

612

PERSONAL APPEARANCES

Supervisor Janoski, "Without objection, adjourned. Oh. Certainly."

Jessie Tomlinson, "I would just like to know why was that resolution treated differently than the others tonight? That happens to be a very interesting subject to the Wading River Civic Association in particular and there was no way that any of us could have known that this was going to come up."

Richard Ehlers, "Well, I forgot to get it on the agenda. We had discussed it with the Town Board during the work session on (I think it was) Thursday last week and it was supposed to be in the folders which get the resolutions on and my office forgot to get it on."

Jessie Tomlinson, "Did you see it last week John?"

Councilman Lombardi, "Yes."

Jessie Tomlinson, "Thank you."

Supervisor Janoski, "Jessie, what you did then was almost call him a liar."

Jessie Tomlinson, "No I didn't. No I didn't. I asked John if he saw it. Don't put words in my mouth Joe. I asked John if he saw it last week. I did not call Dick a liar or anybody a liar."

Supervisor Janoski, "I never said that. Thank you Jessie. Yes sir."

Bob Skinner, "Real quick. How's Mr. Breslin doing with the acquisition of the proposed ash dump?"

Supervisor Janoski, "You talked to him last."

Richard Ehlers, "We're talking to him all the time. It's not a simple one. It has ramifications with the, LILCO, I mean the Northville appraisal as well. So it's more complex than just that one appraisal."

Bob Skinner, "But it's still rolling?"

Richard Ehlers, "Oh yes."

Bob Skinner, "Ok."

Supervisor Janoski, "Ok. Now without objection, adjourned."

There being no further business on motion or vote, the meeting adjourned at 9:16 p.m.

IJP:nm

*Irene J. Pendzick*  
Irene J. Pendzick  
Town Clerk