

12/10/85

1377.

Minutes of a Special Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, December 10, 1985 at 2:15 P.M.

Present: Joseph F. Janoski, Supervisor  
Louis Boschetti, Councilman  
Vincent Artale, Councilman

Absent: Victor J. Prusinowski, Councilman  
John Lombardi, Councilman

Also Absent: Richard Ehlers, Town Attorney

WAIVER OF NOTICE AND CONSENT OF SPECIAL MEETING

We, the undersigned, being all members of the Town Board of the Town of Riverhead, Suffolk County and State of New York, do hereby waive notice of the time, place, date and purpose of a meeting of the Town Board of the Town of Riverhead, to be held at the Town Hall, Riverhead, New York, at 2:00 P.M. on the 10th day of December, 1985, and do consent to the holding of such meeting for the purpose of consideration of various site plans, the appointment of Parking Meter Officers, consideration of proposed three hour parking the Parking District, and any other matters that may come before the Board.

Dated: December 9, 1985

TOWN BOARD MEMBERS,  
TOWN OF RIVERHEAD, NEW YORK

Joseph F. Janoski  
Supervisor

John Lombardi  
Councilman

Vincent Artale  
Councilman

Louis Boschetti  
Councilman

Victor J. Prusinowski  
Councilman

RESOLUTIONS

Councilman Artale made a motion to take Resolution #849 from the table, Councilman Boschetti seconded the motion.

12/10/85

1378.

RESOLUTIONS Continued:

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Absent, Lombardi, absent, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#849 APPOINTS PARKING METER OFFICERS

Councilman Artale offered the following resolutions, which was seconded by Councilman Boschetti.

WHEREAS, the availability of the positions of Parking Meter Officer has been duly noticed, and

WHEREAS, all applicants have been interviewed.

NOW, THEREFORE, BE IT RESOLVED, that KAREN FABER, JULIUS VARELA, and GERALDINE STRICKLAND be and are hereby appointed to the position of Parking Meter Officer effective December 16, 1985 at the annual salary of \$13,208.77 as set forth in Group 2, Step P of the 1985 CSEA Salary Schedule, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to Chief of Police Palmer and the Accounting Office.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Absent, Lombardi, absent, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#858 AMENDING CHAPTER 101-13D - THREE-HOUR PARKING OF THE RIVER-TOWN CODE.

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

WHEREAS, a Public Hearing was held on the 6th day of August, 1985, at 8:05 a.m. and all persons wishing to be heard were heard and based upon the testimony given and the records of the proceedings had herein.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby amends the Riverhead Town Code to create Chapter 101-13D-Three-Hour Parking as follows:

Chapter 101-13D - Three-Hour Parking

No vehicle shall park for longer than three (3) hours in the following designated parking lots of the Riverhead Town Parking District from the hours of 8 a.m. to 6 p.m., Monday through Friday.

<u>Street</u>	<u>Side</u>	<u>Location</u>
<u>South of Main St.</u>	<u>As designated in the official map on file with the Town Clerk</u>	<u>Peconic River Parking Lot</u>

12/10/85

1379.

RESOLUTIONS Continued:

\*underscore indicates addition

Dated: December , 1985.

BY ORDER OF THE RIVERHEAD TOWN BOARD  
IRENE J. PENDZICK, TOWN CLERK

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Absent, Lombardi, Absent, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

Councilman Boschetti would like to have the signatures of the group that represents the Parking District saying that they agree.

#864 APPOINTS PROVISIONAL STENOGRAPHER IN THE ACCOUNTING DEPARTMENT

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

WHEREAS, there is a vacancy in the accounting department for a STENOGRAPHER, and

WHEREAS, all applicants have been interviewed.

NOW, THEREFORE BE IT RESOLVED, that LISA WULFFRAAT be and is hereby appointed provisionally to the position of STENOGRAPHER in the Accounting Department, at the annual salary of \$11,116.42 as set forth in Group 4, Step P of the CSEA Salary Schedule, effective December 9, 1985.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Absent, Lombardi, Absent, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#865 AUTHORIZES RENEWAL OF CONTRACT WITH LIGHTHOUSE SUPPORT SERVICES TO PROVIDE A RIVERHEAD TOWN EMPLOYEE ASSISTANCE PROGRAM

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

WHEREAS, a proposal has been received for the renewal of a contract with Lighthouse Support Services to provide the continuance of a Town Employee Assistance Program regarding alcoholism, and

WHEREAS, this program has proven to be successful.

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor be and is hereby authorized to execute a contract renewal for the year of 1986 with Lighthouse Support Services to provide a Town Employee Assistance Program in an amount not to exceed \$1,835.00, and

BE IT FURTHER RESOLVED, that a copy of this resolution is to be forwarded to Russell Fleischman as President of the CSEA Union; Thomas Walsh, President, Lighthouse Support Services; and all Department Heads.

RESOLUTIONS Continued:

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Absent, Lombardi, Absent, and Janoski, Yes.  
The resolution was thereupon declared duly adopted.

#866 APPOINTS TEMPORARY CLERK TO THE BUILDING DEPARTMENT

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

RESOLVED, that KATHLEEN MILLER be and is hereby appointed to the position of temporary Clerk in the Building Department at the hourly rate of compensation of \$5 effective 12/11/85 for a period not to exceed 60 days.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Absent, Lombardi, Absent, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#867 APPOINTS LABORER TO SANITATION DEPARTMENT

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

WHEREAS, the position of Laborer with the Sanitation Department was duly advertised, and

WHEREAS, all applicants were thereafter interviewed.

NOW, THEREFORE, BE IT RESOLVED, that Joseph Palermo be and is hereby appointed to the position of Laborer with the Sanitation Department at the annual salary of \$13,507.88 as set forth in Group 3, Step P of the 1985 CSEA Salary Schedule effective December 9, 1985, and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Joseph Palermo, Teddy Krukoski and the Accounting Office.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Absent, Lombardi, Absent, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#868 APPROVES SITE PLAN OF ALAN CARDINALE

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

WHEREAS, a site plan dated August 30, 1985 made by Gordon K. Ahlers, P.E. and elevations prepared by Gordon K. Ahlers, P.E. dated November 25, 1985, for an addition to a retail store building located at Main Road, Jamesport, New York.

WHEREAS, this Town Board has reviewed the site plan dated August 30, 1985 made by Gordon K. Ahlers, P.E. and elevations dated November 25, 1985, made by Gordon K. Ahlers.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan dated August 30, 1985 prepared by Gordon K. Ahlers, P.E., and elevations dated November 25, 1985 made by Gordon K. Ahlers, P.E., submitted by Alan

12/10/85

1381.

RESOLUTIONS Continued:

Cardinale for an addition to a retail store building located at Main Road, Jamesport, New York, 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.

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.

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

DECLARATION AND COVENANT

THIS DECLARATION made the \_\_\_\_\_ day of \_\_\_\_\_, 1985, by Alan Cardinale, owner of the above premises, 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

12/10/85

1382.

RESOLUTIONS Continued:

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.

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

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

\_\_\_\_\_  
ALAN CARDINALE

12/10/85

1383.

RESOLUTIONS Continued:

STATE OF NEW YORK )

ss.:

COUNTY OF SUFFOLK )

On this \_\_\_\_\_ day of \_\_\_\_\_ 1985, before me personally came ALAN CARDINALE, to me known, who being by me duly sworn, depose and say that he resides at \_\_\_\_\_, and is the owner of the premises described in and who executed the foregoing instrument; and acknowledged that she executed the same.

\_\_\_\_\_  
Notary Public

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Absent, Lombardi, Yes, absent, and Janoski, Yes.  
The resolution was thereupon declared duly adopted.

#869 APPROVES SITE PLAN OF MILL POND ESTATES, INC.

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

WHEREAS, a site plan and elevations were submitted by Mill Pond Estates, Inc. for a three story office building at West Main Street, Riverhead, New York, site plan prepared by Smith & Jung, Professional Land Surveyors attached hereto and elevations prepared by Loyal Gerald Lundegard, Architect, attached hereto, and

WHEREAS,, this Town Board has reviewed the site plan prepared by Smith & Jung, Professional Land Surveyors and elevations prepared by Loyal Gerald Lundegard, Architect.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Mill Pond Estates, Inc. for a three story office building at West Main Street, Riverhead, New York, site plan prepared by Smith & Jung, Professional Land Surveyors and elevations prepared by Loyal Gerald Lundegard, Architect, 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.

RESOLUTIONS Continued:

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.

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 stantion 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 curbcut approval of the Highway Department.

10. Subject to letters of acceptance by the Sewer District and Water District.

RESOLVED, that a certified copy of this resolution shall be forwarded by the Town Clerk to Mill Pond Estates, Inc. and the Riverhead Building Department.

## DECLARATION AND COVENANT

THIS DECLARATION made the \_\_\_\_\_ day of \_\_\_\_\_, 1985, by \_\_\_\_\_ of Mill Pond Estates, Inc. 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,

12/10/85

1385.

RESOLUTIONS Continued:

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.

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 stantion 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

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

MILL POND ESTATES, INC.

BY: \_\_\_\_\_

STATE OF NEW YORK )

SS.:

COUNTY OF SUFFOLK )

12/10/85

1386.

RESOLUTIONS Continued:

On this \_\_\_\_\_ day of \_\_\_\_\_, 1985, before me personally came \_\_\_\_\_ of Mill Pond Estates, Inc. owner of certain real property located at West Main Street, in Riverhead, New York the premises described in and who executed the foregoing instrument; and acknowledged that he executed the same.

\_\_\_\_\_  
Notary Public

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Absent, Lombardi, Absent, and Janoski, Yes,  
The resolution was thereupon declared duly adopted.

#870 APPOINTS SPECIAL POLICE OFFICERS AND PLACES THEM ON A LEAVE OF ABSENCE

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

WHEREAS, the Suffolk County Police Academy Basic Police Course for Part-Time Police Officers shall begin Monday, December 30, 1985.

NOW, THEREFORE, BE IT RESOLVED, that JULIUS VARELA, GERALDINE STRICKLAND and JOHN DENSIESKI be and are hereby appointed to the positions of Special Police Officer effective immediately, and

BE IT FURTHER RESOLVED, that the above named individuals be and are hereby placed on a leave of absence until the successful completion of said training course, and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Chief Roscoe Palmer and the Accounting Office.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Absent, Lombardi, Absent, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#871 AUTHORIZES TOWN CLERK TO PUBLISH AND POST HELP WANTED, RE: MAINTENANCE MECHANIC II WITH THE SEWER DISTRICT

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Help Wanted Ad for the position of Maintenance Mechanic II with the Riverhead Sewer District in the December 12, 1985 issue of The News Review.

TOWN OF RIVERHEAD  
HELP WANTED

12/10/85

1387.

RESOLUTIONS Continued:

PLEASE TAKE NOTICE, that the Town of Riverhead is seeking qualified individuals to serve in the position of Maintenance Mechanic II with the Riverhead Sewer District. Applicants must possess a High School Diploma and have two years experience in a related field. 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 December 20, 1985. The Town of Riverhead does not discriminate on the basis of race, color, national origin, sex, age and handicapped status in employment or the provision of services.

BY ORDER OF THE RIVERHEAD TOWN BOARD

Irene J. Pendzick, Town Clerk

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Absent, Lombardi, Absent, and Janoski, Yes,  
The resolution was thereupon declared duly adopted.

At this time Councilman Prusinowski walked into the meeting.

#872 REJECTS BID FOR POLICE DEPARTMENT TELEPHONE SYSTEM AND AUTHORIZES TOWN CLERK TO RE-ADVERTISE BID NOTICE

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

WHEREAS, on October 7, 1985, the Town Clerk did open and read aloud all bids submitted for a Police Department Telephone System, and

WHEREAS, only one (1) bid was received.

NOW, THEREFORE, BE IT RESOLVED, that in the best interest of the Town of Riverhead, the one (1) bid received be and is hereby rejected, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to re-advertise the below bid notice with regard to the purchase of a telephone system for the Police Department in the December 12, 1985 issue of The News Review.

NOTICE TO BIDDERS

Sealed bids for the purchase of a Telephone System for use by the Riverhead Police Department will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York 11901 until 11:00 a.m. on December 23, 1985.

Bid packets, including specifications, instructions and bid forms may be obtained at the Town Clerk's Office at Town Hall Monday through Friday between the hours of 8:30 a.m. to 4:30 p.m.

12/10/85

1388.

RESOLUTIONS Continued:

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

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

All bids are to be submitted in a sealed envelope, bearing the designation "Police Telephone System".

BY ORDER OF THE RIVERHEAD TOWN BOARD

Irene J. Pendzick, Town Clerk

Councilman Boschetti made a motion to amend Resolution #867 which was seconded by Councilman Artale.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Absent, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#872 REJECTS BID FOR POLICE DEPARTMENT TELEPHONE SYSTEM

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

WHEREAS, on October 7, 1985, the Town Clerk did open and read aloud all bids submitted for a Police Department Telephone System, and

WHEREAS, only one (1) bid was received.

NOW, THEREFORE, BE IT RESOLVED, that in the best interest of the Town of Riverhead, the one (1) bid received be and is hereby rejected.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Absent, and Janoski, Yes.

The resolution was thereupon declared duly adopted.

#873 APPROVES SITE PLAN OF GEORGE NUNNARO

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

WHEREAS, a site plan and elevations were submitted by George Nunnaro for construction of building for storage of gas and welding supplies at premises located at West Main Street, Riverhead, New York, and

WHEREAS, this Town Board has reviewed the site plan and elevations as prepared by Steve G. Tsontakis Associates, site plan dated July 30, 1984 and elevations dated June 11, 1985, and

NOW, THEREFORE, BE IT

12/10/85

4389.

RESOLUTIONS Continued:

RESOLVED, that the site plan and elevations submitted by George Nunnaro for construction of building for storage of gas and welding supplies at premises located at West Main Street, Riverhead, New York, as prepared by Steve G. Tsontakis Associates, site plan dated July 30, 1984 and elevations dated June 11, 1985, 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.

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. Subject to Riverhead Highway curb cut approval.

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

DECLARATION AND COVENANT

THIS DECLARATION made the \_\_\_\_\_ day of \_\_\_\_\_, 1985, by George Nunnaro 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

12/10/85

RESOLUTIONS Continued:

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.

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.

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

\_\_\_\_\_  
GEORGE NUNNARO

STATE OF NEW YORK )

SS.:

COUNTY OF SUFFOLK )

12/10/85

1391.

RESOLUTIONS Continued:

On this \_\_\_\_\_ day of \_\_\_\_\_ 1985, before me personally came GEORGE NUNNARO, residing at \_\_\_\_\_, \_\_\_\_\_, owner of certain real property located at West Main Street, Riverhead, 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 he executed the same.

The vote, Boschetti, Yes, Artale, Yes, Prusinowski, Yes, Lombardi, Absent, and Janoski, Yes.  
The resolution was thereupon declared duly adopted.

There being no further business on motion and vote, the meeting adjourned at 2:33 P.M.

*Irene J. Pendzick*

Irene J. Pendzick  
Town Clerk

IJP:bg