

Minutes of a Regular Board Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, September 1, 1987 at 7:30 p.m.

Present: Joseph F. Janoski, Supervisor  
John Lombardi, Councilman  
Victor Prusinowski, Councilman  
Louis Boschetti, Councilman  
Robert Pike, 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 department heads; at least some of them are here and anyone who has any questions of them, they would be available. Reports Mrs. Town Clerk."

#### REPORTS

Police Department-Monthly report for July, 1987.	Filed
Building Department-Monthly report for August, 1987.	Filed
Planning Board-Farmland Study and Proposed Zoning, Site Plan Review.	Filed
Board of Assessment Review-Report for change on tentative tax roll and final roll and minutes of meetings.	Filed
<u>OPEN BID REPORT - Dilapidated Buildings - Franklin Street.</u>	Filed

Bid Date: 09/01/87  
2 Bids Submitted

#1 NAME: R.W. Mashmann  
ADDRESS: 30 Industrial Road, Setauket  
TOTAL BID: \$2,342.00

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#2 NAME: LASER INDUSTRIES  
ADDRESS: Route 25, Ridge,  
TOTAL BID: \$7,661.00

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Supervisor Janoski, "Thank you. Applications."

APPLCATIONS

Special Permit-Little Flower Children's Services (1-story residence). Filed

Site Plan-Paviz Farahzad (Shopping Center, Rte, 25, Calverton). Filed

Site Plan-Suffolk County National Bank (Add to vestibule and walkway to Route 58 building). Filed

Site Plan-S. Emmerman (Gubbins-Addition to Retail Store at 19-21 East Main Street). Filed

Site Plan-Elrich Auto Body, Inc. (Addition to Auto Body Shop, Edgar Avenue, Aquebogue). Filed

Site Plan-Irwin Garsten (Auto Showroom and Service, Rte. 58). Filed

Site Plan-McDowell Electric (Exterior renovation to warehouse, Edwards Avenue, Calverton). Filed

Site Plan-New York Telephone Co. (Parking Lot, Sweezy Avenue and West Main Street). Filed

Site Plan-Nick Musacchia (Convenience store, 1212 E. Main St.). Filed

Site Plan-Victor Pafundi (Alteration to Motel, Bay Avenue). Filed

Industrial Subdivision-R&M DiMartino (Sketch Plan submitted, area between Route 58 and West Main Street, w/Kroemer Avenue). Filed

Parade Permit-Country Fair/Chamber of Commerce (Main Street Expo' October 11, 1987). Filed

Water Extension-Kimbroke Enterprises, Sound Avenue. (See Water District Minutes) Filed

Supervisor Janoski, "Thank you. Correspondence."

CORRESPONDENCE

N.Y.S. D.E.C.-Issues Permit for Drainage Pipe. Filed

Chamber of Commerce, 8/20/87-Suggestions re: Sign Ordinance and site plans for security grilles. Filed

M/M Siros Kamaris, 8/21/87-Requests drainage be installed on Marine Street. Filed

N.Y.S. D.E.C., 8/12/87-Notice of Public Hearing re: reclassification of waters in Atlantic Ocean/L.I. Sound on 9/22/87. Filed

S.C. Dept. of Planning, 8/25/87-Comments re: DEIS for Bridge-water Estates. Filed

CORRESPONDENCE Continued

N.Y.S. D.O.T., 8/25/87-Advising "No Comment" re: DEIS for Bridgewater Estates. Filed

V. Villedella & T. McHeffey, 8/29/87-Committee in favor of meters that accept nickels, dimes, and quarters. Filed

S.C. Dept. of Health, 8/28/87-Submits comments re: Sanitary Code compliance and natural resource concerns on DEIS for Bridgewater Estates. Filed

Dr. Thomas Witschi, 8/28/87-Complaint re: Use of parking lot by Cablevision and suggests parking be restricted on east side of Osprey Avenue. Filed

Planning Board, 8/28/87-Resolutions approving minor sub-division of Robert Stevenot; Special Permit of Joseph Manzi, minor sub-division of Raymond Kujawski; final plat of West Lane Partnerships. Denies minor sub-division of Helen Raynor; and recommends that request re: Residence D for Riverside Drive falls within confinements of moratorium and that Chapter 108 be amended by the deletion of Residence D. Filed

Supervisor Janoski, "Thank you. The time for the first scheduled public hearing has not yet arrived. We have a lengthy list of Unfinished Business; some of which will be acted upon this evening. I would recognize anyone wishing to be heard on any subject. Sherry."

Sherry Johnson, Manorville, "Every once in a while something happens and I feel so inclined to get up here and say my peace about what has happened. I have a rather lengthy statement to read. I'll be as fast as I can. The Peconic River has been recognized as an important river. Because of this recognition, it has been afforded protection that will help maintain or even improve its quality. Riverhead's next largest river system is the Saw Mill River. It extends 2½ miles from its headwaters south of Middle Road to where it empties into the Peconic Estuary. At one time, a natural drainage stream connected Merritts Pond to his system. Gradually, over the years, encroaching development has destroyed that link. It now terminates near the Brook Street intersection on Howell Avenue. Although the Saw Mill River provides many of the same wetland benefits and functions as the Peconic, it has been afforded no where near the protection. The Peconic has been designated by the Department of State, as a Coastal Habitat. It has been included in a designation of "Critical Environmental Areas" and has received a designation under the states' wild, scenic and recreational river's program. The Saw Mill River system is dependant on the most basic protection of the State Environmental Quality Review Act. There are five applications for major projects at various locations adjacent to this system. There are all at differencet stages in the application process. The five projects are; the Schneider Condo/Office Complex, the Carr Mall, the Peconic Park Hotel, Mill Pond Commons and a condominium project proposed for the Hubbard Duck Farm. Anyone of these projects, reviewed alone, may not have a tremendous adverse impact on this freshwater and tidal wetland system.or ultimately on our Bay. However, Riverhead is going through a planning metamorphosis and

PERSONAL APPEARANCES ContinuedSherry Johnson, Continued

we can no longer look at projects individually. Cumulative impacts must be studied, including the impacts of all of these projects on the Saw Mill River. The State Environmental Quality Review process is very important to our smaller wetlands because it is the process by which we attempt to mitigate the impacts of development. After the Town Board called hearings for sewer and water extensions on the Mill Pond project, I went back through the file. You see, it was my understanding that we were waiting for a draft environmental impact statement to be prepared. I didn't understand how one could make comments at those hearings if we didn't have the information from this document. Well, among other things, I discussed that there was not going to be a DEIS. I'd like to share my findings with you. On April 21st, resolution #228 authorizes the Town Clerk to publish and post notice of a scoping hearing regarding the special permit application of August Rosano. On August 4th, resolution #557 determines application of Valmont Homes to be unlisted action negative declaration issued. And on August 18th, resolution #561 is an order calling a public hearing regarding installation of a sewer lateral at Mill Pond Commons. I didn't think that anyone would argue that calling the same project by three different names isn't at least a little confusing. It would be easy to blame the switch of titles for my failure to realize the "significance" of the August 4th resolution. It would be easy to say; "Oh Well, I missed my opportunity to challenge that action" and let it go at that. But if I don't offer some form of protest, than I feel that I would be an accomplice to stretching SEQRA. Further investigation into the file produced a recommendation by the Environmental Quality Review Board, on February 5th that the application is a Type I Action. On April 21st, resolution #228 states that based upon a review of the Environmental Assessment statement filed with the Town Clerk, the Town Board determines that the application is a Type I action and that as such an action, it is necessary for the applicant to prepare and submit a Draft Environmental Impact Statement for consideration. Comments from the CAC dated April 30th refer to the preparation of a DEIS and on May 5th, a scoping hearing was held. Now, the sequence of events takes us to August 4th, resolution #557 states that "It has been determined by review of said Environmental Assessment Form, that the above described action is considered to be an unlisted action which will not have a significant effect upon the environment". Since there was no other document in the file on Friday, I would assume that the EAF referred to in resolution #557 is the same as mentioned back in April's resolution #228. The attached findings letter also dated August 4th, describes the action as a 113 condominium unit project. It would appear that there have not been any changes in the project. Next, I went over the EAF, on which you based this very important determination. On page 2, #5 states that there are 21 acres of woodland, 10.7 of which will be developed, 10.3 will remain. Page 4 states that vegetation will be removed from only 5.8 acres. Page 2 lists a total acreage amount of 28.7 acres. Page 4 states that the total acreage owned is 41.6 acres. There is no reference made to the 12.9 acres. On page 4, developed acreage now is listed as "0". At completion of the project, 10.7 acres will be developed and the question of ultimately is answered with a question mark. There are two separate parcels involved here. There is 12.9 acres on entirely separate parcels that could be developed at a later date. According to the EAF, the yield is based

PERSONAL APPEARANCES ContinuedSherry Johnson, Continued

upon 28.7 acres. Eighty-five two-bedroom units times 3.5 units allowed per acre equals 24 acres. Twenty-eight one-bedroom units times 7 allowed per acre equals 4 acres. However, the 7.5 acres identified as wetlands have not been substracted. And if the 12.9 acres are developed as condominiums, the yield from them could be an additional 64 one-bedroom units or 48 two-bedroom units. It seems to me that there is insufficient information in this document here to access this project. The findings letter dated August 4th, states that the impacts to the fresh water wetlands will be mitigated by building setbacks. I would point out that building setbacks will not address the impacts of non-point pollutant sources on the wetlands here. Increased stormwater runoff which causes an increase in the frequency and severity of flooding, increased entry of toxic substances such as heavy metals, pesticides, oil, road salt, synthetic organic chemicals, and detergents. And the increased entry of sediments to the stream should also be addressed for this project. As well as the traffic and school impacts and impacts on our town services. I realize that perhaps the Saw Mill River is not a "pristine" stream environment. It has already been intensely used and abused, but that does not mean that we should throw caution to the wind. I can't help but feel that somewhere along the line, the review process on this application has broken down. I'm offering my thoughts with the hopes that you will think twice before you cast aside SEQRA, the only tool we have available to mitigate all the impacts on projects like Mill Pond Commons and that in the future you will place more value on a draft environmental impact statement. And I would also like you to consider withdrawing resolution #557 and requiring a full DEIS for this project. Thank you."

Supervisor Janoski, "Thank you. There are approximately three minutes remaining before the first public hearing. Is there anyone else who wishes to speak? Joe."

Joe Lynch, Wading River, "Just a couple of little pieces of questions. Mr. Janoski, I mentioned to you on the phone the other day about a dumpster and an abandoned car at the Britany Restaurant. I noticed now that they are both gone. I guess I should give credit to you for that. Thank you. Also, I visited the creek in Wading River today and the boat ramp and the workmen tell me that tomorrow should be the last day of dredging. So we thank the Town Board for that also for attending to that piece. One question I have. Can somebody tell me the status of the bids that were going out to private planning companies for the hamlet study in Wading River? Does anybody know?"

Councilman Pike, "The deadlines for the RFP's was yesterday I believe and we received over six sets in Rick Hanley's Office. Those will be distributed and gone over in the next couple of days. I believe there were six different firms that responded."

Joe Lynch, "Thank you."

PERSONAL APPEARANCES Continued

Supervisor Janoski, "Thank you Joe. There's about one or two minutes. Steve, did you want to speak?"

Steve Haizlip, Calverton, "I would like to inquire of the highway committee; is there any input been in on my complaints about Route 58 in front of the Highway Barn and Route 25 over in the back on that gas station where that big bumps are?"

Councilman Lombardi, "We spoke to the State and the County on the bump on Route 58. They said they were going to take a look at it. If you go right down the road, Steve, there's plenty of roads with a lot of bumps in it."

Steve Haizlip, "Now, I'm talking about the speed bumps. Not these. Alright. I want to renew the complaint that I enlodged some time back about 58 and 25 where they come together. I think we're going to have a clash there some day. Because I'm driving along nice and easy and here comes a white car up on the left and they just squeeze you right over and they won't let up on the gas because they're coming up out of 25 and you're coming out of 58. And that sign there still says where the right lane ends. That's a misnomer. It is wrong. The right lane never ends. It's a lane and Route 25 that ends until it meets back up with itself. So I think we'd better get some lines or something painted there so people don't squeeze out the other people. Thank you."

Supervisor Janoski, "That intersection Steve, is slated for a construction project next year. The acquisition of property will begin soon. The project will be designed and it should be constructed later next year."

Steve Haizlip, "So they realize there's a little falacy there."

Supervisor Janoski, "Well, the Middle Road/Doctor's Path and Route 58 are going to be realigned. Well, that does it very nicely. Let the record show that the hour of 7:45 p.m. has arrived. The Town Clerk will please read the notice of public hearing."

PUBLIC HEARING - 7:45 p.m.

I have affidavits of publication and posting that a public hearing will be held on Tuesday, September 1, 1987 at 7:45 p.m. to hear all interested persons regarding: The Draft Environmental Impact Statement for Bridgewater Estates.

CORRESPONDENCE:

See Page # 968

Supervisor Janoski, "Is there anyone representing the applicant?"

Allen Smith, Attorney, "I have offices at 737 Roanoke Avenue. This is a project that has been the subject of public discussion before this and other Boards of the Town of Riverhead. It is a two-fold project. It consists of two office buildings on the northwest corner

PUBLIC HEARING ContinuedAllen Smith, Continued

of the intersection of County Road 58 and Northville Turnpike and the parcel extends from that point northerly to Middle Road. And then there, is proposed 162 unit condominium development. This project was the subject of scoping hearings some time ago. On page three of the Environmental Impact Statement, the authors recite the issues that were raised at the scoping hearing to be addressed in the Environmental Impact Statement. The statement is rather thick. And the traffic study that was called for by the scoping hearing is even thicker. I have with me, this evening, the two authors of the study; from Baldwin & Cornelius, Dr. Hugo Freudenthal and Ms. Terry Elkowicz and Mr. Walter Dunn who is the traffic engineer that prepared the somewhat fat phone book type traffic study. Mr. Arthur Korber is a professional engineer who specializes in sewer and water items. Mr. Thomas Pontacetti is an economist. He is not in the room at the moment. He's finishing his lecture at the university at which he teaches and is on his way here. I will answer any questions that may be of his work in his absence. We also have the two owners; Mr. Miles Cane and Augusta Schneider. The project; in a broad scope has taken those particular issues and tended to the wetland which is certainly one of the futures that is of interest and important in this particular statement and has set certain setbacks and results in approximately half the site being left in its natural state. This application has been before the Conservation Advisory Council. There has been provisions to the office portion of the project. And hopefully, we have complied with the direction of the Conservation Advisory Council with reference to that aspect. By reviewing the Environmental Impact Statement, you see the two issues of sewer and water are addressed by applications to connect to the Riverhead Sewer system and the Riverhead Water District with the intentment of payment of fees and key money fees that are intended to that extension. Stormwater runoff on the site is to be contained within the site and on into the surrounding wetland area. There are man-made ponds on the northerly portion that are addressed. In reference to traffic, Mr. Dunn identifies that there should be certain modifications on Northville Turnpike and that the access to the office site should be from that direction with no access on County Road 58. In reference to the housing project; the traffic access is on Middle Road. He proposes a single point of entry. Some of the comments suggest that maybe there should be a dual point of entry. Again, when we get to the ultimate issue of whether or not this would be permitted, those issues can and will be addressed. Those are the major issues that are identified in the statement. It has been available at Town Hall for review. I do in fact, have written comments. the purpose of this hearing is to receive and verbal comments. We will take them down as we have done with reference to the scoping hearing to the degree that the Town Board directs that we address them, we shall. The most ordinary event would be that you ask us to do it subsequent to this evening. Those issues that are raised and already addressed in the Environmental Impact Statement, we will point that out today. Again, not to take it away from yourself, Mr. Janoski or the Town Attorney. The purpose of tonight's hearing is to review what we have done in response to the scoping hearing. It is not a special permit hearing which will ultimately be before you. The

PUBLIC HEARING ContinuedAllen Smith, Continued

issue as to whether or not you wish this project to occur or not have it occur. The purpose of the hearing is to address the sufficiency of our analysis of things like wetlands, traffic and the other issues. So we'll take notes. And after interaction with the Town Board, requests that the special permit and ultimate hearing on this particular project be set. Thank you sirs."

Supervisor Janoski, "Thank you Allen. Is there anyone present who wishes to address the issue of the Draft Environmental Impact Statement? Yes sir."

Rob Goldman, "I'm representing my family tonight who are ill and my brother who is working. It is somewhat of an historic occasion. It was about a year ago that my father came to the scoping hearing and delivered some comments on the application. And at that time, Mr. Janoski, I was proud to note that you said to him that those were the best comments that you had ever heard at a scoping hearing in Riverhead Town Hall. Well, here we are a year later and I'm sorry to say that the DEIS that has been produced after a year's effort, certainly doesn't live up to what we wished it to be. So I'm going to read a statement. You have copies of it and if anybody has any questions, they can ask me after that. These are comments on the Bridgewater Estates and number one: No floor plans provided. There is no way to tell how many bedrooms there are in each type of unit. We have four different types of units. Article V-108-20, paragraph B4 of the Town Code; "studies, dens, potential bedrooms, shall be counted as bedrooms..." Because we don't have a floor plan for any of these units, it makes it extremely difficult, if not impossible to correctly calculate the yield. Number two: if we overlook this first error, overlooking this first error, just letting it go, the yield calculations for this project are incorrect. They're just incorrect. For 52 one-bedroom plus 102 two-bedroom condos, the needed acreage would have to be either 38.4, 41.82 or 47.83, depending again, on the true floor plan configurations. We still don't know what they really are. Now, the applicants have only allowed for only 32.4 residential acres. Obviously, they don't have enough room to do what they want to do. Number three: the applicant's yield figures are even more incorrect because they include the state wetland area and the well contested kettle hole. The total "yieldable" acreage for the entire parcel should be 25.69 acres. For the residential portion, the "yieldable" acreage should be 20 acres. Number four: the applicant's plat, their plan, is in violation of Article XIX, 108-92 paragraph B. That's the cluster ordinance. "Coverage is not to exceed 15%". The applicant's coverage is 28.9% of the entire parcel. It would be even more if you just looked at it at the residential section. So they are way over that ordinance. Number five: the applicant does not satisfactorily address the impact on the sewer district. Sewage from the project will be treated by "expansion of the treatment facility from its current 1.1 million gallon capacity to a larger capacity, as yet undetermined". That was on page 78, paragraph 1. Until this expansion occurs, the applicant should be exploring innovative technologies which they did not address in the DEIS which we asked them to do. Six: applicants do not satisfactorily address the impacts on the Town Landfill. They state: page six, paragraph three; "...Department of Environmental Conservation has declared that all landfills be closed by 1990. Disposal then must be

PUBLIC HEARING ContinuedRob Goldman, Continued

undertaken subject to prevailing regulations of the municipality using such facilities as may be developed over the next few years. Applicants should be exploring innovative active and passive technologies in solid waste management. We asked them to do that a year ago. They didn't do it. Seven: because all the yield figures are incorrect, all the subsequent analysis: economic, tax and school use figures supplied by the applicants, are also incorrect. School use figures are glaringly incorrect in that the applicants have used two different studies to figure the number of school age children generated by the project. Number eight: The DEIS is incomplete and hereby hangs an interesting tale. A report was prepared by the Long Island Archeological Project and was not included with the main document. I was present by sheer change the morning of June 5th when significant Native American artifacts (stone tools and two partial stone knife blades) were discovered by the L.I.P.A. workers. Sometime after that date but before July 10th, most of the non-wooded area of the parcel was plowed. As of today, (I checked it) nothing has been planted in that plowed field. Strange. The D.E.C. Cultural Affairs Division in Albany is reviewing the report of the archeologists. The Town Board as Lead Agency should be given a copy of this report and it should be made available to the public. Until that time, I feel that the DEIS is incomplete. I'd like to finish up by saying I request, on behalf of my family, that the Board reject Bridgewater's application at this point in the SEQRA process. The project as currently conceived, is so flawed and the DEIS is so misleading that further action is not warranted. To the applicants I say: "Please work with me, work with my family, work with the North Fork Environmental Council and the C.A.C. instead of trying to work around us. It would save a lot of time, a lot of effort and a lot of money and we would probably come up with a much better project. Thank you."

Supervisor Janoski, "Thank you. Is there anyone else present who wishes to address the Board on the matter of the Draft Environmental Statement as submitted by Bridgewater Estates? Sherry."

Sherry Johnson, "I spoke at the scoping hearing last year. So I thought it only appropriate that I go through the DEIS. I'd like to submit some comments for the record."

Supervisor Janoski, "So ordered. Is there anyone else present who wishes to address the Board on the matter of this Draft Environmental Impact Statement? That being the case and without objection, I declare the hearing closed."

7:45 PUBLIC HEARING CLOSED AT 8:00

Supervisor Janoski, "Thank you Allen."

SUPERVISOR JANOSKI LEFT THE MEETING  
COUNCILMAN PRUSINOWSKI CHAIRED THE REMAINDER OF THE MEETING

PUBLIC HEARING - 7:55 p.m.

I have affidavits of publication and posting that a public hearing will be held on Tuesday, September 1, 1987 at 7:55 p.m. to hear all interested persons regarding the construction of a sewer lateral to serve Mill Pond Commons.

(See Sewer District Minutes)

7:55 PUBLIC HEARING CLOSED AT 8:03 p.m.

Councilman Prusinowski, "We'll do one resolution. I know Bill. We only have one minute. I don't know if you want to. Do you have the time for that?"

Bill Nohejl, Wading River, "In reference to the complaint of Dr. Witschi, I had the occasion to use his facility today and it's very congested as it is right now and I am in full agreement with his request. Because trying to get out of that road, is a nightmare. They're parking all over there. I would request that something be done."

Councilman Prusinowski, "I guess it's 8:05. We'll go the next public hearing."

PUBLIC HEARING - 8:05 p.m.

I have affidavits of publication and posting that a public hearing will be held on Tuesday, September 1, 1987 at 8:05 p.m. to hear all interested persons regarding: The Construction of a Water Extension and the Installation of water lateral mains to serve Mill Pond Commons.

(See Water District Minutes)

8:05 PUBLIC HEARING CLOSED AT 8:07

Councilman Prusinowski, "Is there anybody else wishing to address the Town Board? We have about three minutes before the next public hearing. Bill."

Bill Welsh, S. Jamesport Avenue, "I know we had a lot of activity about this one public hearing. I'd just like to leave you with tonight, the one resolution #633. That this be passed regarding the zoning of Residence "D" in South Jamesport."

Councilman Prusinowski, "That's the calling for the public hearing tonight. Yes. Thank you. Is there anyone else wishing to address the Town Board on any subject? Otherwise, we'll go right to the resolutions."

RESOLUTIONS

#600: RELEASES PERFORMANCE BOND AND ACCEPTS MAINTENANCE BOND OF BENSIN CONTRACTING, INC.

(See Sewer District Minutes)

RESOLUTIONS Continued

#601 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING RE: ADDITION TO SECTION 108-56C OF THE RIVERHEAD TOWN CODE.

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

Councilman Pike, "This is a hearing on the possibility of amending the type of signage that we may allow in the Business "D" zoning district. This grows out of some of the applications that we've received from downtown. One of which I believe took some note because it went up before they had their permit. Suburban Furniture sign. Basically what we do is prohibit interior lightbox signs of that nature and encourage the other natural material type signs that we've encouraged particularly on historic buildings or older buildings such as that brick building."

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to an addition to Section 108-56C of the Riverhead Town Code.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 16th day of September, 1987, at o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to adding Section 108-56C(4) to the Riverhead Town Code as follows:

(4) Interior lit, lightbox type signs shall be prohibited in the Business D Zoning Use Classification District.

\*broken line represents deletions  
\*underscore represents additions

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

#602 AUTHORIZES THE SOLICITATION FOR BIDS FOR 1988 ½ TON 4X4 PICK-UP - DOG CONTROL.

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

RESOLVED, that the Town Clerk be and hereby is authorized to advertise for Sealed Bids for the purchase of One (1) 1988 Full Size 4X4 Pick-up for use by the Riverhead Town Police Department, and be it further

RESOLVED, that the Town Clerk be and hereby is authorized to open and publicly read aloud said bids at 11:00 a.m. on September 17, 1987 at Town Hall, 200 Howell Avenue, Riverhead, New York and to make a report of said bids to the Town Board at the next public meeting following the opening of the bids.

RESOLUTIONS Continued

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#603 APPOINTS SPECIAL COUNSEL TO REPRESENT TOWN OF RIVERHEAD RE: ATRIUM GROUP (VILLAGE GREEN).

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

RESOLVED, that the law firm of Smith, Finkelstein, Lundberg, Isler & Yakaboski, Esqs., be and is hereby appointed as special counsel to represent the Town of Riverhead in any and all litigation regarding a lawsuit brought by the Atrium Group.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

Councilman Prusinowski, "The 8:10 public hearing."

PUBLIC HEARING - 8:10 p.m.

I have affidavits of publication and posting that a public hearing will be held on Tuesday, September 1, 1987 at 8:10 p.m. to hear all interested persons regarding: The Addition of Article 26, "Site Plan Review" to the Town Code.

Councilman Prusinowski, "Brenda."

Brenda Filmanski, Planning Dept., "Currently, the zoning code requires a site plan in the various business and industrial districts and an overlay district. Only in one instance does it state what specifically must be included in the site plan submission. This is tended in the past, to result in site plans which contain a minimum of information which may not be keeping with the zoning and other requirements. It usually results in unnecessary delays and additional paperwork. Article 26 is proposed to alleviate those situations. It will standardize the requirements for site plan review and approval and it will afford us the opportunity to mail a copy of this part of the code to potential applicant or professional and to say these are the requirements and this is the process. Specifically, Article 26; the Town Board will maintain site plan approval under the proposed article. There is a new provision entitled "landclearing" which institutes a fine if any grading, clearing, cutting and filling, excavating or tree removal is carried out prior to site plan approval. It states that no certificate of occupancy will be granted until all provisions of an approved site plan are met. It sets an expiration date of for an approved site plan which coincides with the building permit process. In terms of applicability; the site plan requirement does not apply to single-family residential or to agricultural uses. It does apply to all other uses. An application process is detailed which requires a preliminary review to minimize the changes necessary

PUBLIC HEARING ContinuedBrenda Filmanski, Continued

in formal submissions. Formal applications are made to the Planning Department instead of the Building Department like is currently the situation. There is a filing fee imposed of \$100 plus one penny for square foot of improvements or a charge of \$50 to amend a previously approved site plan. The Town Board will still have 60 days in which to act on a submission. Once it's clocked in by the Town Clerk. The article does contain a list of items which are necessary elements of site plan applications. These include but are not limited to; key maps, adjacent land uses, easements which exist on the site, photos of existing structures, outdoor lighting, landscaping, significant natural features, topography, detailed elevations with indications of materials and colors and signs. There are specific criteria or standards which must be considered in the review process. These are physical compatibility of the use on the site, the protection of residential areas by the provision of appropriate buffer landscaping, natural screening and fencing, parking, paving and drainage, access both vehicular and pedestrian, lights, water supply and waste disposal and sewage treatment methods, utility supplies which must be constructed underground under these provisions and an offer of dedication of cross easements between parcels. The Planning Board has recommended adoption of Article 26."

Councilman Prusinowski, "Thank you Brenda. Is there anyone else in the audience that would like to comment on this particular public hearing? Mr. Nohejl."

Bill Nohejl, "I do not find too much wrong with what has been presented but I do find a h--- of a lot wrong of the enforcement of these restrictions after they are granted. Site plans are not adhered to. There's nobody to enforce them."

Councilman Prusinowski, "Say that again."

Bill Nohejl, "Nobody to enforce these site plans. Whatever is to go onto the site; the planting. After the site plan has been approved, the building has been put there, there's no one to enforce these buildings. So what is the sense of making these rules if you don't enforce them?"

Councilman Prusinowski, "You're probably absolutely correct except that we're trying to hire more staff right now to go out and do the enforcement. And I know for a fact that many times when I ride around town because I'm still on the road and I know the other councilmen when they go around and even these inspectors, we do pick up things from time to time and we have gone after applicants who have not followed through. Or after we have granted something, we will go after them if it is brought to our attention, definitely."

Bill Nohejl, "Some of them I see around."

Councilman Prusinowski, "Like who? Like what? Tell us."

Bill Nohejl, "I've told it already in the Town Hall. It's not enforced."

PUBLIC HEARING Continued

Bill Nohejl, "I'm not saying it in public. I've told it to councilmen. I've told it to the attorney. It's not enforced. So what's the sense of making these rules?"

Councilman Prusinowski, "Well, if there are specifics, then let's go after them. I agree with you. Mr. Kasperovich."

William Kasperovich, Wading River, "These fine details are in the right direction. There's one problem. We are overlapping the Building Department and what eventually we hope to be the Planning Department. The Building Department still has the duty to approve or disapprove a request for a building permit on all construction. Now, you're introducing into the planning stage prior to the Building Department all kinds of details and these details approved in one hand, will expect the other hand to go along with it and this should not be. The Planning Department plans. It is no way qualified to pass judgement on construction criteria and details. Now, I think we're losing sight at the dividing line and that dividing line should be clear, concise and unlabor in order for the Town Hall to function well. Thank you."

Councilman Prusinowski, "Ok Bill. Steve."

Steve Haizlip, "When I heard that young lady read into the record there if somebody has a sign saying future stores are coming and then all of a sudden you see bulldozers taking trees down and now this is going to be prohibited."

Councilman Prusinowski, "You can't do that without an approved site plan."

Steve Haizlip, "Alright. That's what I thought I heard."

Councilman Prusinowski, "Is there anyone else wishing to address the Town Board on this particular public hearing? That being the case, I declare the hearing closed. We'll go right to the 8:15 public hearing; Water District Extension 22-A. The Town Clerk will read the notice."

PUBLIC HEARING - 8:15 p.m.

I have affidavits of publication and posting that a public hearing will be held on Tuesday, September 1, 1987 at 8:15 p.m. to hear all interested persons regarding: The Construction of a water extension and installation of water lateral mains to serve property located in South Baiting Hollow.

(See Water District Minutes)

8:15 PUBLIC HEARING CLOSED AT 8:22

RESOLUTIONS

#604 ADOPTS RESOLUTION RE: AMENDMENT TO SECTION 103-8B AND 103-D OF THE RIVERHEAD TOWN CODE.

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

WHEREAS, the Town Clerk was authorized to publish and post a public notice for a Public Hearing to be held on the 18th day of August, 1987, at 8:05 p.m. at the Town Hall for the purposes of hearing all interested persons with regard to amending Section 103-8B and Section 103-8D of the Riverhead Town Code; and

WHEREAS, all persons wishing to be heard were heard on said date and at said time and place specified and for said purpose stated in said public notice.

NOW, THEREFORE, BE IT

RESOLVED, that the amendment to Section 103-8B and Section 103-8D be and is hereby adopted as follows:

Section 103-8B shall be amended as follows:

- B. For every violation of any provision of this Article, the person violating the same shall be subject to a fine of not more than ~~one hundred dollars - (\$100)~~ one thousand dollars (\$1,000.) or imprisonment not exceeding thirty (30) days, or by both such fine and imprisonment.

Section 103-8D shall be amended as follows:

- D. Any person violating this Article shall be subject to a civil penalty enforceable and collectible by the town in the amount of ~~one hundred dollars - (\$100)~~ one thousand dollars (\$1,000) for each such offense. Such penalty shall be collectible by and in the name of the town for each day that such violation shall continue.

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish a copy of this resolution once in the Riverhead News-Review and post same at the Town Hall.

\*broken lines indicate deletions

\*underscore indicates additions

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#605 AUTHORIZES PAYMENT OT SUFFOLK COUNTY FOR PURCHASE OF REAL PROPERTY.

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

RESOLUTIONS Continued

WHEREAS, the Town of Riverhead has requested the County Real Property Department to determine the acquisition cost of the following three parcels of real property known as Suffolk County Tax Map #0600-50-1-20.1, 0600-95-1-7 and 0600-95-1-26 pursuant to Section 72h of the General Municipal Law; and

WHEREAS, said application has been approved by the Suffolk County Department of Real Estate; and

WHEREAS, the total cost for the acquisition of three parcels has been determined to be \$9,015.05.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to pay the amount of \$9,015.05 and accept deeds from the County of Suffolk covering the aforementioned parcels of real property; and be it further

RESOLVED, that the Supervisor be and is hereby authorized to pay for the aforementioned parcels of real property from the account set aside for the purchase of land; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the County of Suffolk Department of Real Estate, Attention: John V. Nicoletti, Auction Sales Unit, 10 Oval Drive, Hauppauge, New York.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#606 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS  
RE: MIDDLE ROAD DRAINAGE PROJECT.

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the Notice to Bidders in the September 3, 1987 issue of the Riverhead News-Review.

TOWN OF RIVERHEAD

Sealed bids for a ground water control drainage system that consists of installing approximately 4,800 L.F. of 24" diameter perforated steel pipe with the final outfall in an easement which shall include all necessary sub-structure installation and pavement restoration on Middle Road, Riverhead, County of Suffolk, State of New York will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York until 11:00 a.m. on September 23, 1987 at which time they will be opened and publicly read aloud.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued

#607 ADOPTS RESOLUTION REPEALING SECTION 108-110 OF THE RIVERHEAD TOWN CODE.

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

WHEREAS, the Town Clerk was authorized to publish and post a public notice for a Public Hearing to be held on the 18th day of August, 1987, at 7:45 p.m. at the Town Hall for the purpose of hearing all interested persons with regard to repealing Section 108-110 of the Riverhead Town Code; and

WHEREAS, all persons wishing to be heard were heard on said date and at said time and place specified and for said purpose stated in said public notice.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead does hereby repeal Section 108-110 to the Riverhead Code; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish a copy of this resolution once in the Riverhead News-Review and post same at Town Hall.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#608 TRANSFER OF FUNDS.- GENERAL TOWN.

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

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

General Town Budget Adjustments

	<u>FROM</u>	<u>TO</u>
A3120.411 Police Gasoline	\$ 100.00	
A7110.130 Parks - Seasonal Employees	2,500.00	
A7310.405 Youth Programs - Utilities	1,000.00	
A1355.420 Assessors - Car Expense	500.00	
A1990.400 Contingency	500.00	
A1345.100 Personal Services Central Purchase.	500.00	
A3120.413 Police-Typewriter Maintenance		\$ 100.00
A7140.120 Playgrounds-Specialists & Instructors		2,500.00
A7620.109 Adult Recreation-Physical Fitness		1,000.00
A1355.410 Assessors-Education		500.00
A6980.400 New Directors Resource Center		500.00
A1345.400 Central Purchasing-Center Expenses		500.00

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued#609 RESCINDS BID AND AUTHORIZES TOWN CLERK TO PUBLISH NOTICE TO BIDDERS RE: 1987 FULL-SIZE 4X4 PICKUP FOR POLICE DEPARTMENT.

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

WHEREAS, a notice to bidders was published and posted for a 1987 Full-Size 4X4 pickup for the police department; and

WHEREAS, Kinney Chevrolet was awarded said bid; and

WHEREAS, Kinney Chevrolet has refused to honor their bid by supplying the full-size 4X4 pickup per said award.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for the 1987 full-size 4X4 pickup awarded to Kinney Chevrolet be and is hereby rescinded; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish the notice to bidders once in the Riverhead News-Review and to post same on the bulletin board in Town Hall.

TOWN OF RIVERHEAD  
NOTICE TO BIDDERS

Sealed bids for the purchase of one (1) 1987 full-size 4X4 pickup for use by the Riverhead Town Police Department will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York until 11:00 a.m. on September 17, 1987.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#610 AWARDS BID FOR DEMOLITION OF COUNTY-OWNED REAL PROPERTY (FRANKLIN STREET).

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

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders for the demolition of a dilapidated building owned by the County of Suffolk and located on Franklin Street, Riverhead, New York, known as Suffolk County Tax Map ID No. 0600-126-02-27; and

WHEREAS, all bids were recieved, opened and read aloud pursuant to said Notice to Bidders; and

WHEREAS, a total of two (2) bids were received.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for the demolition of a dilapidated building owned by the County of Suffolk and located on Franklin Street, Riverhead, New York, Suffolk County Tax Map ID No. 0600-126-02-27, be and is hereby awarded to R.W. Mashmann Trucking Co., Inc. in the amount of \$2,342.00; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to R.W. Mashmann Trucking Co., Inc and the County of Suffolk Department of Real Estate.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued#611 AUTHORIZES BOARD OF ASSESSORS TO ATTEND A CONFERENCE ON ASSESSMENT ADMINISTRATION.

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

WHEREAS, September 20 through September 23, 1987 a Conference on Assessment Administration shall be held in Ellenville, New York, and

WHEREAS, Leroy Barnes, Jr. and Joseph Loughlin, members of the Board of Assessors, have expressed an interest and desire in attending said conference.

NOW, THEREFORE, BE IT

RESOLVED, that the members of the Board of Assessors be and are hereby authorized to attend the Conference on Assessment Administration to be held in Ellenville, New York, September 20 through September 23, 1987.

BE IT FURTHER RESOLVED, that an advance of \$800 be issued to Leroy Barnes, Jr., as Chairman of the Board of Assessors to cover the costs of registration, travel, lodging and meals for the members of the Board of Assessors, and

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

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#612 RESCINDS RESOLUTION #555 LEAVE OF ABSENCE REQUEST.

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

WHEREAS, resolution #555, adopted August 4, 1987, did grant Michael P. Reed a leave of absence, effective August 27, 1987.

NOW, THEREFORE, BE IT

RESOLVED, that resolution #555 is hereby rescinded.

BE IT FURTHER RESOLVED, the Town Clerk be and is hereby authorized to forward a copy of this resolution to Michael P. Reed, Chief Grattan, and the Office of Accounting.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#613 AUTHORIZES PLANNING BOARD AND ZONING BOARD OF APPEALS CHAIRMAN AND MEMBERS TO ATTEND PLANNING AND ZONING INSTITUTE.

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

BE IT RESOLVED, that the Chairman and Members of the Zoning Board of Appeals and Planning Board be and are hereby authorized to attend the New York Planning Federation 49th Annual Planning and Zoning Institute on October 18-20, 1987 at The Nevele Country Club, Ellenville, New York and that they be reimbursed for all expenses incurred pursuant thereto from the budgets of the Zoning Board of Appeals and Planning Board respectively.

RESOLUTIONS Continued

BE IT FURTHER RESOLVED, that Councilman Robert Pike is hereby authorized to attend said Institute on October 18-20, 1987.

The vote, Boschetti, eyes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#614 TERMINATES EMPLOYMENT OF LINDA COSTE.

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

WHEREAS, the Superintendent of the Recreation Department did make written recommendation that the employment of Linda Coste from her position of Recreation Leader be terminated.

NOW, THEREFORE, BE IT RESOLVED, that the employment of Linda Coste be and is hereby terminated effective August 28, 1987, and

BE IT FURTHER RESOLVED, that the Town Clerk forward a copy of this resolution to Stanley Grodski and the Accounting Office.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#615 ADOPTS RESOLUTION RE: ADD SECTION 108-110 TO THE RIVERHEAD TOWN CODE.

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

WHEREAS, the Town Clerk was authorized to publish and post a Public Notice for a Public Hearing to be held on the 18th day of August, 1987, at 7:55 p.m. at the Town Hall for the purposes of hearing all interested persons with regard to the addition of Section 108-110 to the Riverhead Town Code; and

WHEREAS, all persons wishing to be heard were heard on said date and at said time and place specified and for said purpose stated in said public notice.

NOW, THEREFORE, BE IT

RESOLVED, that the addition of Section 108-110 to the Riverhead Town Code be and is hereby adopted as filed with the Town Clerk 200 Howell Avenue, Riverhead, New York, and may be reviewed during normal business hours Monday through Friday between 8:30 a.m. and 4:30 p.m.; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish a copy of this resolution once in the Riverhead News-Review and post same at Town Hall.

## RESOLUTIONS Continued

## ARTICLE XXI

## Business CR District - Neighborhood Business (Rural)

108 - 110 Purpose

It is the purpose of this article to provide for limited commercial activity adjacent to residential areas, and to thereby achieve both aesthetic quality and an open, campus style in development. For the purposes of this Article, campus style shall be that which exhibits an organized setting of architecturally-related buildings of modest scale, (an) internal courtyard(s), and extensive landscaping, with trees throughout the site. The campus style shall be achieved through the linkage of maximum building areas to site square footage, and through the landscaping of front, rear, and side yards, and parking areas.

108 - 110.1 Uses

In the Business CR District, no building, structure, or premises shall be used, arranged, or designed to be used, and no building or structure shall hereafter be erected, reconstructed, or altered, unless otherwise provided in this Chapter, except for the following permitted uses and their customary accessory uses:

## A. Permitted Uses

1. Fully enclosed stores for the retail sale of consumer merchandise. This shall include establishments where products are made and sold on the premises, including but not limited to: bakery, ice cream shop, confectionary shop. Retail uses are permitted provided that no fabrication, manufacture, conversion, alteration, finish work, or assembly shall be permitted therein, except such as may be incidental to any retail sale or personal service use, provided that said incidental operation meets all applicable environmental criteria of the Town of Riverhead, Suffolk County, and the State of New York.

Not permitted in connection with a retail use are the following:

- a. An automobile sales lot, motor vehicle salesroom, public or private garage, storage, warehouse, or wholesale establishment;

RESOLUTIONS Continued

- b. Any vending machine or amusement device, located outside of any structure. This prohibition does not apply to electronic funds transfer facility substations;
  - c. Any display, storage, or sale of goods, wares, or merchandise outside of any structure in any area other than that indicated for such outdoor display, storage, or sale on an approved site plan. Such display, storage, or sale areas shall not encroach any landscaped areas, parking areas, or areas intended for customer access.
2. Fully-enclosed personal service establishments, including but not limited to: barber shop, beauty shop, shoe repair shop, travel agency, and similar uses where such services are provided on the premises.
3. Banks
4. Professional studios or performing arts studios such as those for dance, music, arts and/or crafts, radio and/or television broadcasting, and recording, providing that no freestanding antennae are constructed so as to exceed a total height of thirty-five (35) feet.
5. Professional offices as specially permitted in the Business PB District.
6. Community center or offices or meeting rooms for philanthropic, fraternal, social, educational, or membership organizations.
7. Mixed use buildings containing and combining office, banking, retail, personal service uses, and/or residential, subject to the condition that no fabrication, manufacture, conversion, alteration, finish work, or assembly shall be permitted therein.
8. Restaurants, excluding outdoor counter service or drive-ins or curb establishments. Such a prohibition shall not prevent service at tables on a covered or uncovered terrace, patio, or porch incidental to a permitted restaurant. Restaurants with live entertainment shall require a special permit for said entertainment.
9. Park, playground, or recreational area operated by the Town of Riverhead.
10. Dry cleaning and hand laundry establishments.
11. The retail sale and accessory storage and display of garden materials, plants, flowers, and supplies, including nursery-type operations, provided that the outdoor storage

RESOLUTIONS Continued

or display of plant materials does not obstruct the flow of pedestrian or vehicular traffic and does not occur in any required yard, parking area, or area intended for customer access. Any storage and/or display must be indicated on the approved site plan, or a revised site plan shall be required.

12. Library, museum, art gallery.
13. Place of worship.
14. Public utility structures and utility rights-of-way, excluding garages and/or storage yards.
15. Telephone exchanges.
16. Bus passenger shelter.

## B. Special Permit Uses

Approval is required of the Town Board for the special permit uses heretofore set forth:

1. Funeral homes or undertaking establishments.
2. Recreational uses.
3. Offices for telecommunications services or computer software publication/duplication.
4. Rolling or sliding security-type grilles, subject to the submission and Town Board approval of an elevation drawing, to scale, clearly indicating the type and location of such device. Rolling or sliding security doors are prohibited.

## C. Accessory Uses

Accessory uses shall include those uses customarily incidental to any of the above permitted uses when located on the same lot.

1. Garages for the storage only of commercial vehicles used for the delivery of goods purchased within the principal building, or for the storage of cleaning and snow removal equipment and materials for the parking area used in connection with the principal use(s) and only on that site.
2. Drive-up window(s) to a bank. Each drive-up shall have not less than one hundred (100) feet of queuing reservoir space clear of the public right-of-way for each drive-up window.

Specifically required accessory uses:

1. Off-street parking areas for private passenger vehicles of visitors, shoppers, and employees of the principal use, but not for the storage of used or new vehicles for sale or

RESOLUTIONS Continued

hire.

2. Off-street loading areas for the delivery of goods to and from the principal use(s).
3. Trash receptacles, dumpsters, and/or compactors, completely and attractively screened.

108 - 110.2 Mandatory Design Requirements

- A. The site plan must demonstrate compliance with Section 108 - 110, the "Purpose" of this Article.
- B. Minimum Lot Area: Forty thousand (40,000) square feet
- C. Minimum Lot Width (Frontage): Two hundred (200) feet
- D. Maximum Building Area

Unless otherwise specified: Seventeen (17) per cent

The maximum building area must conform to the following:

1. No building shall have a square footage greater than four thousand (4,000) square feet unless the lot size is greater than ninety-four thousand one hundred eighteen (94,118) square feet, which lot size would yield four (4) four thousand (4,000) square foot buildings, or unless the lot size is less than ninety-four thousand one hundred eighteen (94,118) square feet, in which case the allowed coverage of one (1) building may be increased by up to twenty-five (25) per cent, or one thousand (1,000) square feet, if an additional allowed building [four thousand (4,000) square feet] is forfeited, and such forfeiture is covenanted to run with the land.
  2. For lots with areas greater than ninety-four thousand one hundred eighteen (94,118) square feet, the additional building square footage shall be applied to the four (4) buildings, and/or to additional buildings in a proportion as deemed appropriate during site plan review.
- E. Minimum Yards
1. Front (Street frontage shall determine front yard; corner lots shall be deemed to have two (2) front yards.) For lots up to two hundred (200) feet in depth, fifty (50) feet from the property line at all points, with no encroachment of development at either perimeter which exceeds fifty (50) per cent of the required side yard. Said encroachment, where included, must occur adjacent to the project structure(s) and not on, nor in closer proximity to, the affected

RESOLUTIONS Continued

property line(s), so as to maintain a landscape buffer between lots.

For lots of up to two hundred (200) feet in depth, a minimum of thirty (30) feet of the required front yard must remain unoccupied; for every fifty (50) feet in depth in excess of two hundred (200) feet in depth, the minimum front yard depth must increase by ten (10) feet. A minimum of one-half ( $\frac{1}{2}$ ) of each ten (10) foot increase, in addition to the minimum thirty (30) feet, must be unoccupied area.

2. Side: Twenty-five (25) feet
  3. Rear: Twenty-five (25) feet
  4. No building or structure will be permitted in required yards, and no parking will be permitted within fifteen (15) feet of any property line.
- F. Maximum Height: Thirty-five (35) feet
- G. Sites requiring or utilizing multiple buildings must maintain a minimum combined roadway and sidewalk width between buildings of thirty-five (35) feet, or a courtyard/walkway width of fifteen (15) feet.

108 - 110.3 Additional Requirements

- A. Pursuant to Article XXVI (Site Plan Review) of this Chapter, a site plan shall be required of all uses.
- B. Screening and buffers must be in accordance with Section 108 - 64.1 of this Chapter.
- C. Off-street parking and loading must conform to Sections 108 - 60 and 108 - 61 of this Chapter. The parking requirement shall be one (1) parking space for each two hundred fifty (250) square feet of building area. Note: This supersedes the existing parking schedule.
- D. Pursuant to Article XXVI, signage shall be reviewed at site plan review. No backlit or interior-lit, lightbox-type signs are permitted in the Business CR District. All signs and lettering are to be coordinated in size, color(s), and style(s), for all business locations, buildings, and storefronts in a project. All signs must conform to Section 108 - 56 of this Chapter. In addition, temporary signs, as addressed in Section 108 - 56 - C(2), shall be further limited as follows:
  1. not appearing more than four (4) times in any given calendar year;
  2. the area of the window shall be the largest

RESOLUTIONS Continued

uninterrupted expanse of glass. Such interruptions shall include, but not be limited to, mullions, minions, and structural or applied support columns;

3. temporary signs shall not employ the use of fluorescent colors in any material or medium.
- E. Pursuant to Article XXVI, Section 108 - 129(B), any activity or use involving grading, clearing, cutting and filling, excavating, or tree removal, prior to obtaining site plan approval under the provisions therefor, shall be in violation of these Articles and fined accordingly.
- F. Pursuant to Article XXVI, Sections 108 - 129 and 108 - 131(H), site plans for the development of properties located in a Business CR District must include an indication of existing woodlands, stand of or individual trees, other instances of unique, indigenous, and/or significant vegetation, or other natural features, so as to ensure their preservation, and thereby retain an open space environment which enhances the indigenous rural character of the Town. In addition, the following provisions shall be applicable in the Business CR District:
1. Landscaped front yard of a minimum of thirty (30) feet, measured from the property line, using existing trees and shrubs, and imported trees and shrubs as necessary, particularly those species that are indigenous in character to the site and environs. A minimum of one (1) specie of tree employed must be one which will obtain a mature height of not less than the height of the structure(s).  
  
Plantings should be so designed as to include at least two (2) varieties of trees and/or shrubs which will exhibit color during the spring, summer, and fall seasons. Evergreens should be included to provide said color in winter.
  2. Unless specifically waived by the Town Board, perimeter screen plantings along line(s) of property which do not front major roadway(s). Said plantings shall be at least ten (10) feet in total width, which will attain and which shall be maintained to a height of not less than eight (8) feet to provide an effective natural screen.
  3. Pursuant to Section 108 - 64.1 - D, where parking areas of ten thousand (10,000) square feet or greater are involved, trees and shrubbery shall be required to visually divide the asphalt areas and to screen them from the developed section(s) of the site, neighboring residential areas, and proximate roadways. Said divisions and plantings must

RESOLUTIONS Continued

adhere to Section 108 - 64.1, as well as to Subsection F(1) herein.

4. All portions of the site not used for buildings, parking areas, and accessways shall be left in their natural state or otherwise suitably landscaped.
5. All landscaped areas shall be provided with a system of irrigation appropriate to and capable of complete coverage of the areas and designed to minimize run-off and other wasting of water. Such system shall be maintained in a fully operational condition.
6. Any ground cover shall be planted in such a way as to result in coverage of the area within one (1) year.

## G. Existing Structures

The Town Board, pursuant to the terms of this Article, Section 108 - 3, and the standards set forth in 108 - 76(B), may issue a special permit for the reconstruction, renovation, or occupancy of existing structures situate in the Business CR Zoning Use District. In granting such special permit for reconstruction, renovation, or occupancy of an existing structure, the Town Board may, upon proper findings of fact, include in the special permit variances to the Zoning Use District and Parking Schedules.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#616 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE RE: CHANGE OF MEETING DATE.

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

WHEREAS, the Suffolk County Board of Elections does utilize Riverhead Town Hall as a polling place for the Primary Election of September 15th, and

WHEREAS, the next regularly scheduled Town Board Meeting is September 15th.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice advising all interested persons that the next regularly scheduled Town Board Meeting shall be held on Tuesday, September 22, 1987.

PUBLIC NOTICE

PLEASE TAKE NOTICE, due to the use of the Riverhead Town Hall as a polling place by the Suffolk County Board of Elections for the primary election of September 15, 1987, the next regularly scheduled

RESOLUTIONS

Town Board Meeting has been re-scheduled from September 15, 1987 to September 22, 1987. Said meeting shall begin at 7:30 p.m. in the Board Room of Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#617 DENIES REQUEST OF JOHN SCHWARZ FOR EXTENSION OF LEAVE OF ABSENCE.

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

WHEREAS, by written request, John L. Schwarz did request a six-month extension to his present six-month leave of absence.

NOW, THEREFORE, BE IT

RESOLVED, that with the recommendation of the Superintendent of Highways, said request for a leave of absence extension be and is hereby denied, and

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

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued# 618 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING RE: AMENDING VARIOUS SECTIONS OF CHAPTER 108 OF THE RIVERHEAD TOWN CODE

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to amending various section of Chapter 108 of the Riverhead Town Code.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 16th day of September, 1987, at o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to amending various sections of Chapter 108 of the Riverhead Town Code as follows:.

108-20D(1):

D. The Planning Board and/or the Town Board, under these provisions and the procedures set forth in the Subdivision Regulations of the Town of Riverhead, may require the following additional data and information as a basis for approving such condominium subdivisions:

- (1) A complete site plan showing the location of all landscaping and other improvements, including dwelling units and first-floor elevations, and the design of all buildings and structures, pursuant to Article XXVI of this Code.

108-31.1

Delete entire section.

§ 108-37. Additional requirements.

~~A. There shall be submitted with all applications for a building permit, other than residential and accessory uses,~~

~~three (3) copies of a site plan drawn to scale showing the information necessary to determine compliance with and provide for the enforcement of this chapter.~~

~~B. Where a special permit of the Town Board is required, the provision of these additional requirements shall not apply. Where a special exception of the Zoning Board is required, said special exception shall be obtained as a prerequisite to the filing of the site plan. [Amended 6-17-75].~~

~~C. The site plan shall show the proposed method of collection and disposal of stormwater, designed so as not to interfere with adjoining properties or burden public facilities; the~~

~~proposed lighting facilities for the safety of pedestrian and vehicular traffic, with exterior spotlighting of buildings or grounds to be from shaded sources and located so that the light beams are not directed toward any lot in a residential district or toward a public highway; and the method of water supply and of sewage disposal, conforming to Health Department requirements.~~

108-38. Additional Requirements.

Delete entire section.

108-41.1. Business C (Review of site plan)

Delete entire section.

108-44.1. Business D (Review of site plan)

Delete entire section.

108-47.1. Industrial A (Review of site plan)

Delete entire section.

108-50.1. Industrial B (Review of site plan)

Delete entire section.

108-114. Additional Requirements.

~~C. The site plan shall show, in addition to all other requirements of this chapter, the following:~~

- ~~(1) The proposed method of collection and disposal of stormwater, designed so as not to interfere with adjoining properties or burden public facilities.~~
- ~~(2) The proposed lighting facilities for the safety of pedestrian and vehicular traffic, with exterior spotlighting of buildings or grounds to be from shaded sources and located so that the light beams are not directed toward any lot in a residential district or toward a public highway.~~
- ~~(3) The method of water supply and of sewage disposal, conforming to Health Department requirements.~~

108-119. Additional requirements.

~~B. The site plan shall show, in addition to all other requirements of this chapter, the following:~~

- ~~(1) The proposed method of collection and disposal of stormwater, designed so as not to interfere with adjoining properties or burden public facilities.~~
- ~~(2) The proposed lighting facilities for the safety of pedestrian and vehicular traffic, with exterior spotlighting of buildings or grounds to be from shaded sources and located so that the light beams are not directed toward any lot in a residential district or~~

~~(3) - The method of water supply and of sewage disposal, conforming to Health Department requirements.~~

108-123. Additional requirements

~~B. - The site plan shall show, in addition to all other requirements of this chapter, the following:~~

~~(1) - The proposed method of collection and disposal of stormwater, designed so as not to interfere with adjoining properties or burden public facilities.~~

~~(2) - The proposed lighting facilities for the safety of pedestrian and vehicular traffic, with exterior spotlighting of buildings or grounds to be from shaded sources and located so that the light beams are not directed toward any lot in a residential district or toward a public highway.~~

~~(3) - The method of water supply and of sewage disposal, conforming to Health Department requirements.~~

108-127. Additional requirements.

~~B. - The site plan shall show, in addition to all other requirements of this chapter, the following:~~

~~(1) - The proposed method of collection and disposal of stormwater, which shall be designed so as to cause minimal interference with adjoining properties and to create minimal burdens on public facilities.~~

~~(2) - The proposed lighting facilities for the safety of pedestrian and vehicular traffic and exterior spotlighting of buildings or grounds shall be from shaded sources and so located that light beams are not directed toward any lot in a residential district or toward a public highway.~~

~~(3) - Water supply and sewage disposal facilities shall conform to Suffolk County Health Department requirements.~~

~~C. - Parking shall be provided in conformity with the Parking Schedule and § 108-60 of this chapter. For each parking space required, other than for single and two-family residences, there shall be provided thirty (30) square feet of landscaped island or green area.~~

and be it further:

RESOLVED, that the Town Clerk be and is hereby authorized to publish a copy of this resolution once in the Riverhead News-Review and to post same at Town Hall.

\*underscore represents additions \*running line represents deletions

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

9/1/87

990

RESOLUTIONS Continued

# 619 AUTHORIZES NEGATIVE DECLARATION ON INDUSTRIAL SUBDIVISION  
(DIMARTINO)

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

WHEREAS, the Riverhead Town Board has declared itself lead agency in the matter of the subdivision of industrial land by W. R. Rayson Co., Inc., such land located on the south side of County Route 58, and

WHEREAS, an Environmental Assessment Form (EAF) has been completed by the applicant and forwarded to the lead agency, and

WHEREAS, a review of the EAF indicates the existence of a freshwater wetland on the site, and

WHEREAS, the New York State Department of Environmental Conservation and the Riverhead Conservation Advisory Council have made recommendations on the layout of the subdivision which would mitigate impacts on the existing wetland, and

WHEREAS, the revised subdivision sketch plan submitted by Rayson Co., Inc. to the Riverhead Planning Board successfully addresses the recommendations of the New York State Department of Environmental Conservation, the Riverhead Conservation Advisory Council, and the Riverhead Planning Department;

NOW, THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board, as lead agency, after careful consideration of all environmental findings and recommended mitigation measures associated with this matter, issue a Notice of Determination of Non-Significance pursuant to Part 617 of Article 8 of the Environmental Conservation Law, which would be conditioned by the following:

(i) That no construction take place within 100 ft. of the existing wetland as staked by the New York State DEC;

(ii) That no stormwater runoff be directly discharged into a freshwater wetland;

(iii) That all contemplated uses within the future subdivision considered to be "dry" as defined by the Suffolk County Department of Health and that covenants and restrictions required under Article 7 of the Suffolk County Sanitary Code be required;

(iv) That within an area measured 500 feet from the designated wetland, only 50 percent of the total area may be disturbed;

(v) That the project site will be serviced by public water for water supply and fire protection; and

RESOLUTIONS Continued

BE IT FURTHER

RESOLVED, that this notice of non-significance be filed Pursuant to the procedures described in 617.10 (a)(2) of 6 N.Y.C.R.R. Part 617 (State Environmental Quality Review).

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared TABLED.

620

AUTHORIZES FORECLOSURE ON P.J. DISTRIBUTOR'S ECONOMIC DEVELOPMENT LOAN

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

WHEREAS, the Riverhead Community Development Agency has made an Economic Development loan to P.J. Distributors, and

WHEREAS, the total principle amount of this loan is \$30,000 secured through a mortgage note and bond, and

WHEREAS, P.J. Distributors has agreed, in the terms of the mortgage loan, to provide the Riverhead Community Development Agency with certain documentations relative to the use of loan funds to be reviewed during the Town of Riverhead audit, and

WHEREAS, P.J. Distributors has been asked by the Riverhead Community Development Agency to submit required documents and has not been forthcoming and is, therefore, considered to be in default;

NOW, THEREFORE, BE IT

RESOLVED, that according to the terms and conditions of the agreement existing between the Riverhead Community Development Agency and P.J. Distributors, that the Riverhead Town Board authorize the Town Attorney to initiate foreclosure proceedings according to the note signed by P.J. Distributors on January 21, 1986, and

BE IT FURTHER

RESOLVED, that a certified copy of this resolution be forwarded to MacAlbert Bank & Co.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared TABLED.

RESOLUTIONS Continued#621 AUTHORIZES TRANSFER OF FUNDS - SANITATION DEPARTMENT.

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

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

	<u>FROM</u>	<u>TO</u>
A8160.430 Fuel, Grease, Oil	\$10,000.00	
A8160.470 Repair, Parts, Labor		\$10,000.00

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#622 AUTHORIZES TRANSFER OF FUNDS - JUVENILE AID BUREAU.

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:

	<u>FROM</u>	<u>TO</u>
A3125.404 Programs	\$2,000.00	
A3125.406 Car Maintenance	1,000.00	
A3125.110 Personal Services		\$3,000.00

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#623 PROMOTES STANLEY CAREY TO MAINTENANCE MECHANIC III.

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

WHEREAS, it is the request and recommendation of the Department Head that Stanley Carey be promoted from the title of Maintenance Mechanic II to the title of Maintenance Mechanic III.

NOW, THEREFORE, BE IT

RESOLVED, that in accordance with Civil Service laws and regulations, Stanley Carey be and is hereby promoted to the position of Maintenance Mechanic III effective August 31, 1987 at the annual rate of compensation of \$19,641.75 as set forth in Group 8, Step 3 of the CSEA Salary Schedule, and

BE IT FURTHER RESOLVED, that the Town Clerk forward a copy of this resolution to Stanley Carey and the Accounting Office.

RESOLUTIONS Continued

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#624 PROMOTES NANCY NEEMS TO SENIOR CLERK.

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

WHEREAS, it is the request and recommendation of the Department Head that Nancy Neems be promoted from the title of Clerk to the title of Senior Clerk.

NOW, THEREFORE, BE IT

RESOLVED, that in accordance with Civil Service laws and regulations, Nancy Neems be and is hereby promoted to the position of Senior Clerk effective August 31, 1987 at the annual rate of compensation of \$19,285.32 as set forth in Group 7, Step 9 of the CSEA Salary Schedule, and

BE IT FURTHER RESOLVED, that the Town Clerk forward a copy of this resolution to Nancy Neems and the Accounting Office.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

#625 PROMOTES EMPLOYEE IN BUILDINGS AND GROUNDS.

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

WHEREAS, the department head has requested that Lawyer Jackson Building & Grounds Maintenance Crew Leader be promoted to the Town Maintenance Crew Leader.

NOW, THEREFORE, BE IT

RESOLVED, that Lawyer Jackson be promoted in accordance with Civil Services regulations to the position of Town Maintenance Crew Leader effective September 7, 1987 at the annual salary of \$23,902.44 Step 8 Group 12 of the Operational & Technical Salary Structure.

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

The resolution was thereupon duly declared adopted.

#626 APPROVES SITE PLAN OF RICHARD & ELLEN RUSSO.

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

WHEREAS, a site plan and elevations were submitted by Richard and Ellen Russo for an addition to an existing auto body shop to be located at Edgar Avenue, Aquebogue, New York; and

WHEREAS, the Planning Department has reviewed the site plan dated June 23, 1987, as prepared by Howard W. Young, Land Surveyor and elevations dated August 18, 1987, as prepared by Miller Associates, Architects & Planners, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved, and

RESOLUTIONS Continued

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned, dated June 23, 1987 and August 18, 1987 and submitted by Howard W. Young and Miller Associates, respectively.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Richard and Ellen Russo for an addition to an existing auto body shop to be located at Edgar Avenue, Aquebogue, New York, site plan dated June 23, 1987 as prepared by Howard W. Young, Land Surveyor and elevations dated August 18, 1987 as prepared by Miller Associates, Architects & Planners, be and are hereby approved, subject to the following:

1. That the provisions of the Riverhead Town Code, which are not addressed by this resolution or other official action of the Town, shall at all times, be complied with by the owner of the property covered by this site plan;

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a certified copy of such recorded covenant 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 pursuant to the site plan process and the sign permit procedure prior to being installed at the property, that all signage so proposed shall be coordinated in appearance and design and that all provisions of Section 108-56 of the Code of the Town of Riverhead shall be complied with;

4. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

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

6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, be maintained at the premises;

7. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code.

8. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code;

9. That adequate parking for the handicapped pursuant to State and Federal law shall be provided that and each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto. Further, by execution and filing of this document, Richard and Ellen Russo hereby authorizes the Town of Riverhead to enter premises at Edgar Avenue, Aquebogue, New York to enforce said handicapped parking regulations;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;

RESOLUTIONS Continued

11. That prior to moving the manhole as indicated on the site plan, the applicants shall obtain a road opening permit from the Superintendent of Highways; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Richard and Ellen Russo, the Riverhead Planning Department and the Riverhead Building Department.

DECLARATION AND COVENANT

THIS DECLARATION, made the \_\_\_\_\_ day of September, 1987, by RICHARD AND ELLEN RUSSO, residing at Edgar Avenue, Aquebogue, New York, Declarant.

WHEREAS, 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, does hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors and assigns, to wit:

1. That the provisions of the Riverhead Town Code, which are not addressed by this resolution or other official action of the Town shall at all times, be complied with by the owner of the property covered by this site plan;

2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure, prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the Code of the Town of Riverhead shall be complied with;

3. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

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



RESOLUTIONS Continued.

# 627 APPROVES SITE PLAN OF RICHARD V. HOMAN

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

WHEREAS, a site plan and elevations were submitted by Richard J. Homan for an addition to an existing building to be located at Main Road, Aquebogue, New York; and

WHEREAS, the Planning Department has reviewed the site plan and elevations dated December 23, 1986, as prepared by Kelly, Sacher & Associates, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved, and

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned, dated December 23, 1986 and submitted by Kelly, Sacher & Associates.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Richard J. Homan for an addition to an existing building to be located at Main Road, Aquebogue, New York, site plan and elevations dated December 23, 1986, as prepared by Kelly, Sacher & Associates, be and are hereby approved, subject to the following:

1. That the provisions of the Riverhead Town Code, which are not addressed by this resolution or other official action of the Town, shall, at all times, be complied with by the owner of the property covered by this site plan;

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a 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 pursuant to the site plan process and the sign permit procedure prior to being installed at the property, that all signage so proposed shall be coordinated in appearance and design and that all provisions of Section 108-56 of the Code of the Town of Riverhead shall be complied with;

4. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

RESOLUTIONS Continued

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

6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, be maintained at the premises;

7. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code;

8. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code;

9. That adequate parking for the handicapped pursuant to State and Federal law shall be provided that and each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto. Further, by execution and filing of this document, Richard V. Homan hereby authorizes the Town of Riverhead to enter premises at Main Road, Aquebogue, New York, to enforce said handicapped parking regulations;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;

11. That the four (4) required parking stalls on the West side of the building be angled as per Planning Department recommendations;

12. That troweled stucco be used on all elevations of existing and proposed facades;

13. Prior to application and/or installation on-site, the color of all exterior finish materials shall be subject to the approval of the Town Board;

14. That the existing structure currently used for storage shall be removed;

15. The existing roof sign shall be removed and any and all new signage to be installed or applied for shall be subject to the approval of the Town Board;

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Richard J. Homan, the Riverhead Planning Department and the Riverhead Building Department.

RESOLUTIONS ContinuedDECLARATION AND COVENANT

THIS DECLARATION, made the \_\_\_\_\_ day of September, 1987, by RICHARD V. HOMAN, residing at 666 Warren Street, Baldwin, New York, Declarant.

WHEREAS, Declarant is the owner of a 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, does hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors and assigns, to wit:

1. That the provisions of the Riverhead Town Code, which are not addressed by this resolution or other official action of the Town, shall, at all times, be complied with by the owner of the property covered by this site plan;

2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure, prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the Code of the Town of Riverhead shall be complied with;

3. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

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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 approved by the Planning Department prior to their installation at the site, shall be maintained at the premises;

6. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code;

7. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code;

8. That adequate parking for the handicapped pursuant to State and Federal law 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;

9. That any and all landscaped areas shall be regularly maintained in a professional manner; and that any planters, planter boxes, window boxes or other container plantings shall be likewise maintained on a year-round basis.

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

\_\_\_\_\_  
RICHARD V. HOMAN

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

On this \_\_\_\_\_ day of September, 1987, before me personally came RICHARD V. HOMAN, the owner of certain real property located at Main Road, Aquebogue, New York, the subject property of the declaration and covenant and understands the contents thereof; and that he did swear to me that he executed the same.

\_\_\_\_\_  
NOTARY PUBLIC

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

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RESOLUTIONS Continued

# 628 APPROVES SITE PLAN OF SUFFOLK COUNTY NATIONAL BANK

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

WHEREAS, a site plan and elevations were submitted by Suffolk County National Bank for an addition of a vestibule and walkway to be located at Route 58, Riverhead, New York; and

WHEREAS, the Planning Department has reviewed the site plan dated July 20, 1987, and elevations dated June 17, 1987, as prepared by John R. VanVelsor, architect, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved, and

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned, dated July 20, 1987, and June 17, 1987, respectively, and submitted by John R. VanVelsor, architect.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Suffolk County National Bank for an addition of a vestibule and walkway to be located at Route 58, Riverhead, New York, site plan dated July 20, 1987, and elevations dated June 17, 1987, as prepared by John R. VanVelsor, architect, be and are hereby approved, subject to the following:

1. That the provisions of the Riverhead Town Code, which are not addressed by this resolution or other official action of the Town, shall, at all times, be complied with by the owner of the property covered by this site plan;

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a 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 pursuant to the site plan process and the sign permit procedure prior to being installed at the property, that all signage so proposed shall be coordinated in appearance and design and that all provisions of Section 108-56 of the Code of the Town of Riverhead shall be complied with;

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RESOLUTIONS Continued

4. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

5. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code;

6. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code;

7. That adequate parking for the handicapped pursuant to State and Federal law shall be provided that and 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. Further, by execution and filing of this document, Suffolk County National Bank hereby authorizes the Town of Riverhead to enter premises at Route 58, Riverhead, New York, to enforce said handicapped parking regulations;

8. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Suffolk County National Bank, the Riverhead Planning Department and the Riverhead Building Department.

RESOLUTIONS ContinuedDECLARATION AND COVENANT

THIS DECLARATION, made the \_\_\_\_\_ day of September, 1987, by SUFFOLK COUNTY NATIONAL BANK, a New York banking corporation with its principal place of business at 6 West Second Street, Riverhead, New York, Declarant.

WHEREAS, Declarant is the owner of a 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, does hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors and assigns, to wit:

1. That the provisions of the Riverhead Town Code, which are not addressed by this resolution or other official action of the Town, shall, at all times, be complied with by the owner of the property covered by this site plan;

2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure, prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the Code of the Town of Riverhead shall be complied with;

3. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;



RESOLUTIONS Continued

# 629

APPROVES SITE PLAN OF STEPHEN EMMERMAN (GUBBINS)

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

WHEREAS, a site plan and elevations were submitted by Stephen Emmerman for an addition to a retail store to be located at 19-21 East Main Street, Riverhead, New York; and

WHEREAS, the Planning Department has reviewed the site plan and elevations dated July 24, 1987, as prepared by John Stewart, A.I.A. and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved, and

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned, dated July 24, 1987, as prepared by John Stewart, A.I.A.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Stephen Emmerman for an addition to a retail store to be located at 19-21 East Main Street, Riverhead, New York, site plan and elevations dated July 24, 1987, as prepared by John Stewart, A.I.A., be and are hereby approved as amended and initialed by the Town Board of the Town of Riverhead subject to the following:

1. That the provisions of the Riverhead Town Code, which are not addressed by this resolution or other official action of the Town, shall, at all times, be complied with by the owner of the property covered by this site plan;

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a 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 pursuant to the site plan process and the sign permit procedure prior to being installed at the property, that all signage so proposed shall be coordinated in appearance and design and that all provisions of Section 108-56 of the Code of the Town of Riverhead shall be complied with;

4. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

RESOLUTIONS Continued

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

6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, be maintained at the premises;

7. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code;

8. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code;

9. That adequate parking for the handicapped pursuant to State and Federal law shall be provided that and 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. Further, by execution and filing of this document, Stephen Emmerman hereby authorizes the Town of Riverhead to enter premises at 19-21 East Main Street, Riverhead, New York, to enforce said handicapped parking regulations;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;

11. That the cedar clapboard shall be changed to cedar shingles;

12. That the maximum sign envelope shall not exceed 18 inches in height nor 10 feet in width and that no signs shall be internally lit;

13. That the color of all exterior finishes shall be approved by the Town Board prior to the on-site installation and/or application; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Stephen Emmerman, the Riverhead Planning Department and the Riverhead Building Department.

RESOLUTIONS ContinuedDECLARATION AND COVENANT

THIS DECLARATION, made the \_\_\_\_\_ day of September, 1987, by Stephen Emmerman, residing at 25 Hayward Avenue, Miller Place, New York, Declarant.

WHEREAS, Declarant is the owner of a 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, does hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors and assigns, to wit:

1. That the provisions of the Riverhead Town Code, which are not addressed by this resolution or other official action of the Town, shall, at all times, be complied with by the owner of the property covered by this site plan;

2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure, prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the Code of the Town of Riverhead shall be complied with;

3. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

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 approved by the Planning Department prior to their installation at the site, shall be maintained at the premises;

6. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code;

7. That the parking area shall be maintained pursuant to specifications outlined in the Riverhead Town Code;

8. That adequate parking for the handicapped pursuant to State and Federal law 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;

9. That any and all landscaped areas shall be regularly maintained in a professional manner; and that any planters, planter boxes, window boxes or other container plantings shall be likewise maintained on a year-round basis.

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

\_\_\_\_\_  
STEPHEN EMMERMAN

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

On this \_\_\_\_\_ day of September, 1987, before me personally came STEPHEN EMMERMAN, one of the owners of certain real property located at 19-21 East Main Street, Riverhead, New York, the subject property of the declaration and covenant and understands the contents thereof; and that he did swear to me that he executed the same.

\_\_\_\_\_  
NOTARY PUBLIC

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

9/1/87

RESOLUTIONS Continued# 630 APPOINTS PART-TIME TEEN CENTER AIDES

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

RESOLVED, Patricia Laird and Rose Henderson be and are hereby appointed to the positions of Part-time Teen Center Aides with the Riverhead Teen Center at the hourly rate of \$4.50, effective September 1, 1987; and

BE IT FURTHER

RESOLVED, the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Patricia Laird and Rose Henderson and the Accounting Department.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

# 631 AUTHORIZES INSTALLATION OF STREET LIGHTING IN ROLLING WOODS

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

WHEREAS, Highway Superintendent Charles Bloss did conduct a survey with regard to the installation of street lighting in the neighborhood known as Rolling Woods.

NOW, THEREFORE, BE IT RESOLVED, that the street lighting as recommended and indicated of the attached survey be installed and that said lighting be shielded as necessary, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Highway Superintendent Bloss.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

\*Maps on following pages.

RESOLUTIONS Continued# 632 AUTHORIZES TOWN SUPERVISOR TO EXECUTE ADDENDUM TO CSEA CONTRACT

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

WHEREAS, after several months of implementation, it is necessary that certain clauses of the CSEA contract be clarified.

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor be and is hereby authorized to execute an addendum to the CSEA contract for the period of 1987 through 1988 which clarifies that section which discusses time accrual carryovers from 1986 to 1987 and which clarifies "Buildings and Grounds" Maintenance Crew Leader in Group 9 of the Operational & Technical Salary Schedule and "Highway" Maintenance Crew Leader in Group 12 of the Operational & Technical Salary Schedule, and

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

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

# 633 AUTHORIZES TOWN CLERK TO PUBLISH & POST NOTICE OF PUBLIC HEARING RE: REZONING OF SOUTH JAMESPORT TO RESIDENCE D

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to the rezoning of South Jamesport to Residence "D".

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

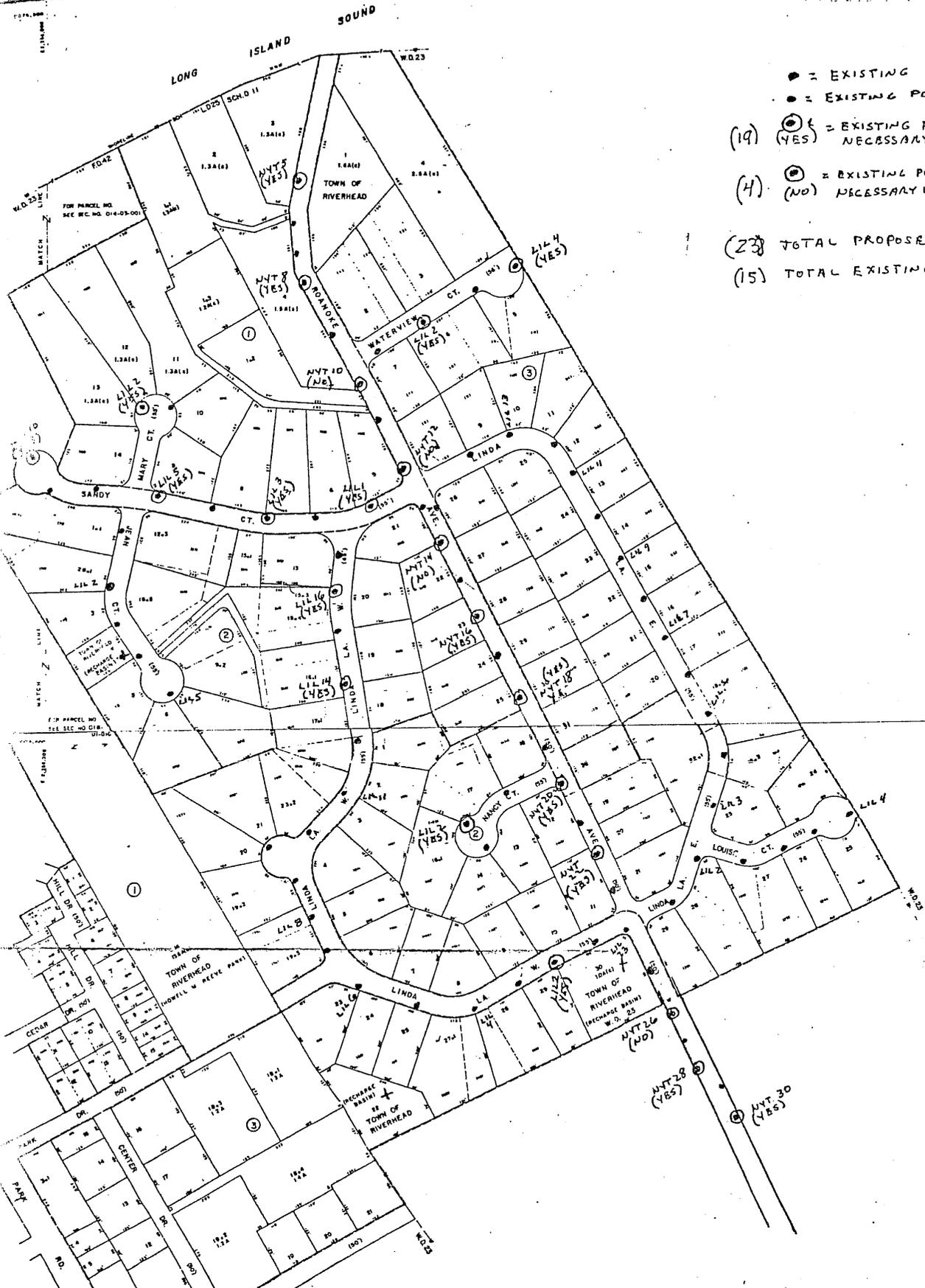
PLEASE TAKE NOTICE, that a public hearing will be held on the 22nd day of September, 1987, at 8:20 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the rezoning of South Jamesport to Residence "D" as described on the annexed EXHIBIT A.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

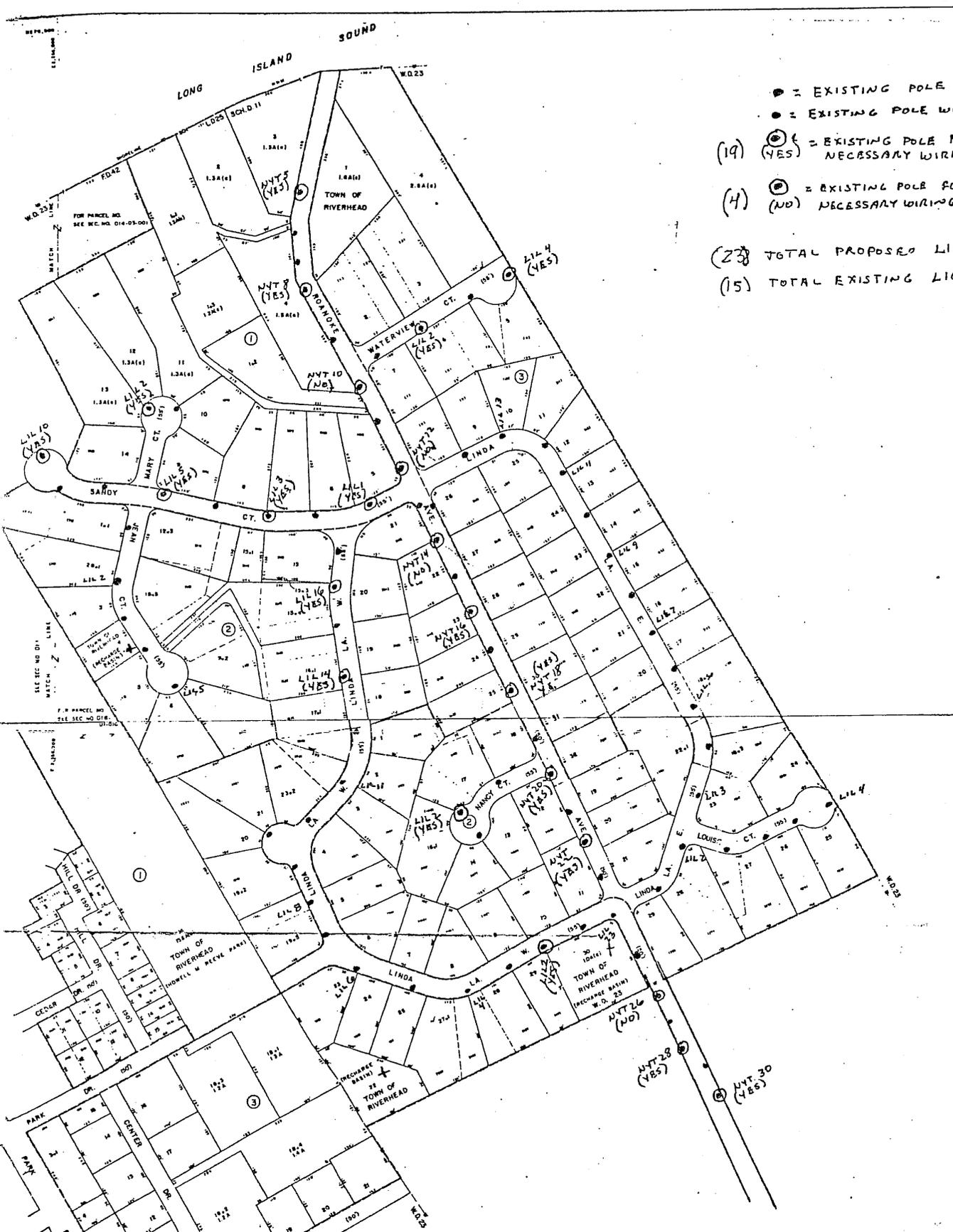
\*Map on following page

RESOLUTIONS Continued



- = EXISTING POLE
- ⊗ = EXISTING POLE WITH NECESSARY WIRING
- (19) ⊗ (YES) = EXISTING POLE FOR NECESSARY WIRING
- (4) ⊗ (NO) = EXISTING POLE FOR NECESSARY WIRING
- (23) TOTAL PROPOSED LIG
- (15) TOTAL EXISTING LIG

RESOLUTIONS Continued



- = EXISTING POLE
- = EXISTING POLE WITH
- (19) (YES) = EXISTING POLE FOR NECESSARY WIRING
- (4) (NO) = EXISTING POLE FOR NECESSARY WIRING
- (23) TOTAL PROPOSED LIG.
- (15) TOTAL EXISTING LIG.

RESOLUTIONS Continued



KEY

-  BUSINESS CR - EXISTING
-  RESIDENCE C, BUSINESS A, INDUSTRIAL A,  
& AGRICULTURE A TO RESIDENCE D
-  BUSINESS A - EXISTING
-  AGRICULTURE A - EXISTING
-  RESIDENCE C - EXISTING

633

JAMESPORT & SOUTH JAMESPORT

RESOLUTIONS Continued

# 634 EXEMPTS APPLICATIONS OF ANTHONY ABRUZZO (ALLGAIER, WAYNE), JOHN KARL PASZKIEWICZ, ALICE MELFI, AND DOROTHY WOYCHUK

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

WHEREAS, this Town Board has declared a six-month moratorium in the southwest sector of the Town of Riverhead, and

WHEREAS, said moratorium was amended to permit the Town Board to review, on an individual basis, those applications for building permits and site plan review of either existing businesses or applications which were underway prior to the establishment of said moratorium, and

NOW, THEREFORE, BE IT RESOLVED, that the following applications be and are hereby deemed exempt from the moratorium,

\*Application of Dorothy Woychuk for construction of an above ground swimming pool and deck on Timber Drive, Calverton, New York.

\*Application of Alice Melfi for the construction a single family residence located on Wading River Manor Road, Manorville, New York.

\*Application of John Karl Paszkiewicz for the construction of a deck on Wildwood Drive, Calverton, New York.

\*Application of Anthony Abruzzo (Allgaier, Wayne) for the construction of an addition to mobile home at Forge Road, Riverhead, New York.

BE IT FURTHER RESOLVED, that the adoption of this resolution does not necessarily grant the necessary building permits but only permits the applicant to proceed through the process of obtaining all necessary permits, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to the above named individuals and to the Riverhead Building Department.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

9/1/87

1022

RESOLUTIONS Continued

# 635 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING RE: ADDITION OF SECTION 101-20 TO THE RIVERHEAD TOWN CODE

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to the addition of Section 101-20 entitled, "One-Hour Parking", to the Riverhead Town Code.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 22nd day of September, 1987, at o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to adding Section 101-20, "One-Hour Parking", to the Riverhead Town Code as follows:

§101-20. One-Hour Parking.

Parking shall be limited to one (1) hour at the following locations:

<u>Street/Area</u>	<u>Side</u>	<u>Location</u>
<u>Griffing Avenue Parking Lot Tax Map No. 128-3-36</u>		<u>First four (4) stalls along the boundary line of the southerly side of the entrance from Griffing Avenue (as per sketch on file in the Town Clerk's office)</u>
<u>Roanoke Avenue Parking Lot Tax Map No. 128-6-13.1</u>		<u>Three (3) stalls along the southerly boundary line and three (3) stalls in the center island (as per sketch filed in the Town Clerk's Office)</u>

Dated: Riverhead, New York  
September 1, 1987.

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

\*broken lines represent deletion(s).  
\*\*underscore represents addition(s).

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

RESOLUTIONS Continued

# 636 AUTHORIZES TOWN CLERK TO PUBLISH & POST NOTICE OF PUBLIC HEARING RE: SPECIAL PERMIT APPLICATION OF JOSEPH MANZI, JR.

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Public Notice with regard to the special permit application of Joseph Manzi, Jr.

TOWN OF RIVERHEAD  
PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 22nd day of September, 1987, at 8:10 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 Joseph Manzi, Jr., to erect a one-family dwelling on property zoned Business "C".

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

# 637 AWARDS BID FOR ASPHALTIC PAVING FOR STOTZKY PARK

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

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders for asphaltic paving to be installed at Stotzky Park; and

WHEREAS, all bids were received, opened and read aloud pursuant to said Notice to Bidders; and

WHEREAS, a total of one (1) bid was received.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for the installation of asphaltic paving to be installed at Stotzky Park be and is hereby awarded to East End Asphalt, Inc. in the amount of \$58,093.00; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to East End Asphalt, Inc. and the Riverhead Recreation Department.

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

9/1/87

RESOLUTIONS Continued

#638 AUTHORIZES TOWN EXPENDITURES.

COUNCILMAN Lombardi offered the following resolution, which was seconded by COUNCILMAN Prusinowski.  
RESOLVED, that the Supervisor be, and hereby is, authorized to pay the following:

<u>SENIORS HELPING SENIORS</u> Abstract # 12	vouchers 59-61	totalling \$1,630.78
<u>YOUTH SERVICES</u> Abstract # 12	vouchers 28-24	totalling \$1,131.32
<u>MUNICIPAL GARAGE</u> Abstract # 12	vouchers 121-136	totalling \$ 3,972.42
<u>TEEN CENTER</u> Abstract # 122	voucher 16	totalling \$ 99.67
<u>GENERAL TOWN DEBT SERVICE</u> Abstract # 12	voucher 78	totalling \$300.00
<u>GENERAL TOWN</u> Abstract # 12	vouchers 6701-6096	totalling \$417,196.26
<u>HIGHWAY</u> Abstract # 12	vouchers 446-492	totalling \$123,323.30
<u>WATER</u> Abstract # 12	vouchers 259-291	totalling \$47466.24
<u>SEWER</u> Abstract #12	vouchers 214-235	totalling \$19,042.37
<u>TOWN HALL CAPITAL PROJECTS</u> Abstract # 12	vouchers 45-46	totalling \$4,735.20
<u>STREET LIGHTING</u> Abstract # 12	vouchers 184-195	totalling \$14,450.37
<u>PUBLIC PARKING</u> Abstract # 12	vouchers 164-171	totalling \$4,849.00
<u>JOINT SCAVENGER WASTE</u> Abstract # 12	vouchers 166-177	totalling \$\$9,413.78
<u>DISCRETIONARY</u> Abstract # 12	vouchers 292-293	totalling \$ 1,750.00

9/1/87

RESOLUTIONS Continued

The vote, Boschetti, yes, Pike, yes, Prusinowski, yes, Lombardi, yes, Janoski, absent.

The resolution was thereupon duly declared adopted.

Councilman Prusinowski, "Now we're going to open up the meeting again for people who want to be heard. Henry."

Henry Pfeiffer, Wading River, "The Town Board has responded to the needs concerning water for the past 55 years including the hearings tonight. Recently within the past week, I believe it was, there appeared (in the papers) an announcement of proposals by the County to provide water mains throughout both the North and South Forks. And in the case of Riverhead, running a 16-inch pipeline or larger north of 25A out as far as Jamesport. Has the Town Board been consulted on this? And if so, are we taking any kind of action, any positive action in the formation of this planning?"

Councilman Prusinowski, "Probably not. Gary Pendzick from the Water District is not in the room and either is the Supervisor. I haven't heard. I read it too in Newsday. It's a great County proposal. I would imagine that what they would do is extend the Suffolk County Water Authority on to the East End. We haven't taken any action on it. But if they would like to help us provide water for everybody in Wading River, I don't think the Town Board would be adverse to it because everybody in Wading River pays County taxes too. Although, it would be another special district tax the same way our Water District tax is."

Henry Pfeiffer, "In the article I believe, you might recall, they mentioned the Riverhead Water District would be part of this thing. And also, that they would be paying a portion of the cost of it."

Councilman Prusinowski, "It would be worked out somehow."

Henry Pfeiffer, "Thank you."

Councilman Pike, "The other comment you might have here is that things have changed a little bit at the Suffolk County Water Authority. I recently contacted Sarah Maland (I believe her name is) who is the new Executive Director of Operations there, to get a copy of their generalized water management plan. Anything they do of that scope, particularly of that particular project you're talking about, would be subject to full, very extensive review. Because obviously, it changes the growth possibilities for all of the places water goes to and that is also true of this town when we extend water. I can assure you that the Board members, we, have a very major issue here because we're fortunate enough to have control and develop our own Water District and we have some control over where it goes, the water quality and basically the plans that are in the works, their fruition

PERSONAL APPEARANCES ContinuedCouncilman Pike, Continued

of protecting the southwest quadrant. We would have enough water not only for our own use but to export. And so that it may not be necessary given the design of our current system to have such a main run through our town. In fact, if you take a look at the designs of the water main running out to the Laurel area, as long as you have some sort of flow control, it could sustain major portions of the design population of Southold."

Councilman Prusinowski, "Steve."

Steve Haizlip, "What Mr. Pfeiffer is talking about sounds like a pretty good idea. But there's only one thing that I have objections to the County. And reading Suffolk Life and Newsday, Pennysaver and so forth; they're very exclusive and high priced people and they do a lot of promoting funds to suit their own immediate needs. So I don't think we need them because they're going to be too high priced. So I think I'll stick with the town to get water from them. I want to ask about 610; Award for Demolition for County owned realty property. Why are we paying for County realty property?"

Councilman Prusinowski, "It's part of our, if I'm not mistaken, program in conjunction with Community Development Urban Renewal Program and I think we have an arrangement with the County whether it's either been lost in taxes. I believe in the end, we're going to get our money back. The Town Attorney is not here and I know vaguely of it. They pay us back for this."

Steve Haizlip, "Well, that sounds alright then."

Councilman Prusinowski, "We've done this many, many times. We're reimbursed."

Steve Haizlip, "Just for my own informative information, may I ask what kind of clearing operation is taking place across from Suffolk Life up on that hill?"

Councilmen Prusinowski, "Sure. There was a illegal operation going on which was stopped by the Town of Riverhead. Mr. Sykora."

Joseph Sykora, Glenwood, "I have a copy of the sound readings from the racetrack and I'd like to hand it to Mrs. Pendzick so it can go on the record. On Route 58, are we having another used car lot?"

Councilman Prusinowski, "That is next to the diner, Oakwood?"

Joseph Sykora, "No. Down from there as you come out of Glenwood there's a paint shop."

Councilman Lombardi, "By the fishmarket? I sent John Ziemacki down there this morning."

9/1/87

PERSONAL APPEARANCES Continued

Joseph Sykora, "I was just wondering."

Councilman Prusinowski, "Is that by Danowski's Fish Market."

Councilman Lombardi, "There's a trailer there, a truck."

Joseph Sykora, "There's four cars parked there."

Councilman Prusinowski, "We will certainly litigate them because they should not be there."

Joseph Sykora, "I have one more. Up on Mill Road where they auction off, they've got a dip in the road there just before Millbrook Park and it's always flooded. There's signs up there; Flood Area. Why can't we have anything done with that? It's been that way for years."

Councilman Prusinowski, "We did put some catch basins there if I remember right; one or two. It was slated for work in the original report submitted to the Town many years ago. And as everything we have, we just didn't have enough money. We have a priority list of drainage projects which we're doing right now. And unfortunately, it's not a high priority."

Councilman Lombardi, "Is that on the County Road, Joe?"

Councilman Prusinowski, "No. It's on the town road."

Joseph Sykora, "It's on Mill Road. That's a dangerous area. It's dangerous. You can go by there, you can go in there. You're going slow and you've got some of these people that come down on the button..."

Councilman Prusinowski, "I'll speak to Charlie tomorrow because we did put a couple of catch basins there about two or three years ago and maybe they just have to be cleaned out a little bit for maintenance. And of course, you know, we did have a lot of rain real fast and of course you're going to have a little flooding."

Joseph Sykora, "It's always flooded."

Councilman Prusinowski, "We're aware of the problem. Is there anyone else wishing to address the Town Board? Betty."

Betty Brown, "I'm representing the Northfork Environmental Council. Some months ago, we spent great time and lots of energy in preparing comments to be addressed in the DEIS of Mill Pond Commons. I understand that a resolution that you passed giving it a negative declaration. If you could update me just a little bit on this. I'm wondering where is the DEIS and is it prepared. Is there a new application of a less intense use? And if there is an application, could it be described to me now? To anyone that can answer."

PERSONAL APPEARANCES Continued

Councilman Prusinowski, "The Town Attorney is not here and I don't recall but I do know that because of the nature of the project, that they're not required to give an Environmental Impact Statement or it was up to the Town Board to determine either way and we determined that an Environmental Impact Statement was not required for this project."

Betty Brown, "It was determined originally that it was required."

Councilman Prusinowski, "Betty, without the Town Attorney here, I'm not going to get into it because I don't remember the facts. We have so many projects before us now. I do know, that in reviewing the project at the time, one Board member the way it was explained to me and presenting the facts with our Town Attorney, the attorney for the applicant; it made a lot of sense for what we did. So it was nothing. What we did was not against the public interest by the nature of the project. Because when you look at the project as it is, the benefits of the public were far outweighed any negative effects to the environment. And I mean because of the way it was preserving the open acreage around that area. I'm very familiar with that area there because my family was in the duck business and my grandfather was instrumental in building the processing plant there and I knew the problems of the drainage, the water and all of Sawmill Creek. So the way the project was designed, I believe it made a lot of sense to me. I don't remember every detail but Dick is in the hallway. We could ask him. He would remember."

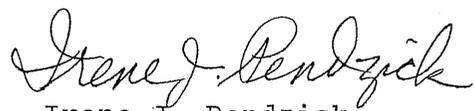
Councilman Pike, "This is the project that Sherry cited her thing on. She's raised a very interesting legal issue which I made some notes about. If in fact we did do both a positive and a negative and the negative did not rescind the positive. It made an interesting legal issue and I will follow up on that tomorrow because those are clearly contradictory if that's true. You can't have it both ways. So I've asked the Town Clerk to make copies for the Town Board of Sherry's statement and we will read it and get back to you."

Betty Brown, "Thank you."

Councilman Prusinowski, "Is there anyone else wishing to address the Town Board? That being the case, I declare the meeting closed."

There being no further business on motion or vote, the meeting adjourned at 8:49 p.m.

IJP:nm

  
Irene J. Pendzick  
Town Clerk