

Minutes of a Regular Meeting of the Town Board of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, February 24, 1987, at 7:30 p.m.

Present: Joseph F. Janoski, Supervisor
John Lombardi, Councilman
Louis Boschetti, Councilman
Robert Pike, Councilman

Absent: Victor Prusinowski, Councilman
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, "Good evening ladies and gentlemen. One of our numbers is missing. He's suffering through a ski trip to Aspen, Colorado. May I have a motion to approve minutes of the meetings held on January 20, 1987 and Special Meeting held of the 10th of February 1987."

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

RESOLVED, that the Minutes of Regular Board Meeting held on January 20, 1987 and Special Board Meeting held on February 10, 1987 are dispensed without objection and be approved.

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

The resolution was thereupon duly declared adopted.

BILLS

Bills submitted on abstract dated February 24, 1987 as follows:

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

RESOLVED, that subject to complete audit, the following bills be approved for payment.

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

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "Some of the department heads are with us this evening should anyone have any question concerning those departments. Reports Mrs. Pendzick."

REPORTS

Jamesport Fire District-Annual Report for year ending December 31, 1986. Filed

Police Department-For month of January, 1987. Filed

Tax Receiver-Report of collections as of February 13, 1987; \$14,827,887.26. Filed

Planning Board-Approval of Minor Subdivisions of: Walter Busch, Jeffrey Dupree, Elldrew Investors Corp.; Recommendation that special permits of Suffolk Cement Precast and Raymond Kirvacsy be approved; and that change of zone re: Kay Road, Calverton not Bus. "C" to Bus. "CR" but Bus. "C" to Res. "C" and deny Wood and Rourke Minor Subdivision applications. Filed

Conservation Advisory Council-Minutes of meeting held on January 28, 1987. Filed

Environmental Quality Review Board-That applications of Wm. Hubbard, Fred Moore and Valmont Homes are Type I actions requiring lead agency; and applicaiton of Raymond Krivacsy is a Type II Action. Filed

Planning Board-Determinations re: Seqra: Thistle Downs and Rolling Meadows and recommendation that application of R. Homan be approved. Filed

Open Bid Report-Flashing Signals-Highway Department. No Bids Submitted. Filed.

OPEN BID REPORT - DIESEL FUEL OIL - HIGHWAY & SANITATION Filed

Bid Date: February 17, 1987 at 11:00
4 Bids Submitted

#1 NAME: AGWAY ENERGY PRODUCTS.
ADDRESS: P.O. BOX 705, RIVERHEAD
TOTAL BID: \$.045 per gallon above Northville price

2/3/87

100

REPORTS Continued

#2 NAME: LIEBERT FUEL OIL INC.
ADDRESS: RR. 2, BOX 53, WADING RIVER
TOTAL BID: \$.059 per gallon above Northville price

#3 NAME: QUOGUE SINCLAIR FUEL, INC.
ADDRESS: 132 WEST MONTAUK HIGHWAY, HAMPTON BAYS
TOTAL BID: \$.06 per gallon above Northville price

#4 NAME: RICE OIL CORP.
ADDRESS: 147 PECONIC AVENUE, MEDFORD
TOTAL BID: \$.0395 per gallon above Northville price

OPEN BID REPORT - #2 FUEL OIL - HIGHWAY DEPARTMENT

Filed

Bid Date: February 17, 1987 at 11:10
4 Bids Submitted

#1 NAME: AGWAY ENERGY PRODUCTS
ADDRESS: P.O. BOX 705, RIVERHEAD
TOTAL BID: \$.650 per gallon

#2 NAME: LIEBERT FUEL OIL INC.
ADDRESS: RR 2 BOX 53, WADING RIVER
TOTAL BID: \$.069 per gallon above Northville price

#3 NAME: QUOGUE SINCLAIR FUEL, INC.
ADDRESS: 132 WEST MONTAUK HIGHWAY, HAMPTON BAYS
TOTAL BID: \$.06 per gallon above Northville price

#4 NAME: RICE OIL CORP.
ADDRESS: 147 PECONIC AVENUE, MEDFORD
TOTAL BID: \$.58 per gallon

2/24/87

Supervisor Janoski, "Applications."

APPLICATIONS

Site Plan-Kentucky Fried Chicken, renovate and add drive-in window. Filed

Site Plan-L.P.B. Wading River, addition to office building, Route 25A, Wading River. Filed

Supervisor Janoski, "Thank you. We have a public hearing scheduled for 7:45 p.m. That time has not yet arrived. Correspondence."

CORRESPONDENCE

Mary Hopkins, 2/4/87-Requesting Chekijian application be approved. Filed

John Schwarz, 1/13/87-Requesting 6-month leave of absence from Highway Department. Filed

Joel Markowitz, 2/11/87-Requests determination re: Sullivan application. Filed

John Yakaboski, 2/11/87-Voicing concern re: Water drainage from Lohr property. Filed

Raymond Krieger, 2/17/87-Advising that North Manor taxpayers association has voted not to support any condominium construction in their area. Filed

B. Calderone, 2/19/87-Voicing support for farmland preservation plan. Filed

J. Kreiger, 2/16/87-Objects to proposed condo units (81) in Manorville. Filed

R. Suprina, 2/19/87-Advising impact re: Proposed 380 units within district. Filed

Supervisor Janoski, "Thank you. There is a long list of Unfinished Business. I would recognize anyone wishing to be heard on any subject. Mr. Kasperovich."

William Kasperovich, Wading River, "I thought it would be quite appropriate to come here to you people in this manner. My personal survey indicated that people do not know what it means when the flag is flown in this manner."

Supervisor Janoski, "It means distress."

PERSONAL APPEARANCES Continued

William Kasperovich, "Distress. I thought I'd make mention of that because as I watch this thing with all seriousness, I could envision some of the political people that I have come across in my lifetime. And I have mentally reviewed some of the things that are done here in Riverhead that consumes so much of my time in life that I feel that I was doing the right thing. In some areas in this small beautiful township, we have things to be distressed about. I recall, Mr. Janoski, you're making mention of the Elks Lodge not too long ago about the improper flying of the flag and the using of the flag for commercial purposes. And yet, all last week, we were flying a foreign country flag next to the town flag. Totally improper. Whatever this situation may be, certainly, if we didn't want to take the flags down, to put up an American flag temporarily. We have bucket lifts in the township, in the fire department and other places that could reach up there and hang a flag. But here, a week and three days have gone by and we're flying a foreign country flag with the town flag. Certainly the attitude towards the flag is not correct or proper. And to me, that is important because if that is the attitude of the people in the Town Hall, then the attitude is wrong. And the people in the town should know it. This is a symbol of what it's all about and distress is quite appropriate. Thank you."

Supervisor Janoski, "Thank you, Mr. Kasperovich. Is there anyone else who wants to take two minutes of the Town Board on any subject? Mr. Haizlip."

Steve Haizlip, Calverton, "Mr. Janoski and the other Board members, in the Pennysaver this Saturday, I couldn't help picking up on Mr. Lou Howard. Now, he makes a statement in there that he is in favor of Shoreham if it is deemed safe to do so that a nuclear regulatory commission and if a safe evacuation plan can be developed. Now he knows it can't be because the NRC wants to change the rules so they can come in and license. And as far as I've been able to find out and hear, they have never made a statement that is safe. They just want to open up and start operate. Then they'll find out later as they go along. It's like that if we build a plane; the first thing we do is go through a test of flight evaluations. And as the problems show up, the engineers start correcting to get them corrected. That's just what's happening here. So him making that statement that he's in favor of it if it's safe and evacuation, well he's just putting himself off the hook and leaving it up to the NRC and the NRC can't even guarantee it themselves. I got a letter here from the newspaper and this is very good. When Governor Cuomo made his famous speech at Kansas City for the Democratic Convention, he said; Mr. President, there's two cities. Now Mr. Bernard Thomas of Smithtown, has analyzed this very good. And those two cities, one of them is New York City and the other one is Long Island and what they're doing here, without reading this all through, I'll just summarize it, Long Island is being asked to subsidize the MTA, give Edward Koch all the money and they're bringing up the bridge prices for the Long Islanders and so forth and they're charging access fees for the telephones here. So should we live on Long

PERSONAL APPEARANCES ContinuedSteve Haizlip, Continued

Island and be assessed on our phone bill because the city needs more money, I mean this is just part of it. In other words, now a final recap, I noticed another piece in the paper this week. I read it every day at lunch and I analyze it. One guy said the reason Cuomo didn't want to run for President is because it is found out by the rest of the nation that he is spending and giving all the money to the MTA and New York City. So if he ever gets to be President, he'll bring up all the saddle bags and dump them in New York City."

Supervisor Janoski, "Thank you, Steve. Let the record show that the hour of 7:47 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, February 24, 1987 at 7:45 p.m. to hear all interested persons regarding: The Proposed Increase and Improvement to the Riverhead Scavenger Waste Treatment Plant, Providing for Improvements to the Grit Removal System, the Installation of a belt filter press backwash water well, a secondary digester mixer and improvements to submersible pumps.

(See Scavenger Waste District Minutes)

7:45 PUBLIC HEARING CLOSED AT 8:11

Supervisor Janoski, "Is there anyone who wishes to address the Town Board on any matter at all pertaining to the agenda? Yes sir, Mr. Nohejl. It's your turn next Gary, so don't you be smiling back there."

Bill Nohejl, Wading River, "I see on the agenda in the resolutions approval of zone changes."

Supervisor Janoski, "Which are we talking about?"

Bill Nohejl, "Well, #142 Van de Wetering, I'm in favor of that because it's going to business "A" to agricultural."

Supervisor Janoski, "Residence, I believe. To ag. "A", you're right."

Bill Nohejl, "Number 144 and any future change of zone, I wish that there be a moratorium put on until this issue of farm preservation takes effect. Because I wish that number 144 be tabled tonight for the simple reason; part of that property is north and south of the hamlet line and part of that property is north of the hamlet line."

PERSONAL APPEARANCES Continued

Supervisor Janoski, "The application..."

Bill Nohejl, "If you approve "C" zoning south of the hamlet line within the hamlet line, you are increasing the density of the population of Riverhead."

Supervisor Janoski, "I can't argue with that."

Bill Nohejl, "I wish it be tabled until everything is clarified and straightened out."

Supervisor Janoski, "This application existed prior to the formal study."

Bill Nohejl, "It is not approved."

Supervisor Janoski, "I understand that. But the recommendations of the Planning Board are that the change of zone be granted within the hamlet line."

Bill Nohejl, "But you have the final say and I wish that it be tabled and held until everything is resolved in the Town of Riverhead."

Supervisor Janoski, "The majority membership of the Board agrees with you. That will happen. If not, it will be acted upon."

Bill Nohejl, "Thank you."

Supervisor Janoski, "Is there anyone else who wishes to be heard at this time? Ok. Then we will take up with the resolutions."

RESOLUTIONS

#126 APPROVES APPLICATION OF EAST RIVER EQUITIES FOR SEWER HOOKUP.

(See Sewer District Minutes)

#127 ESTABLISHES EXTENSION 17 OF THE RIVERHEAD WATER DISTRICT.

(See Water District Minutes)

#128 ESTABLISHES EXTENSION 19A OF THE RIVERHEAD WATER DISTRICT.

(See Water District Minutes)

#129 AUTHORIZES THE SOLICITATION FOR BIDS FOR HEAVY EQUIPMENT TIRES.

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

RESOLUTIONS Continued

RESOLVED, that the Town Clerk be and hereby is authorized to advertise for sealed bids for the purchase of Tires for use of "Off the Road" Heavy Equipment for use by the Town Landfill at Youngs Avenue, 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 March 9, 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.

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

The resolution was thereupon duly declared adopted.

#130 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING RE: SPECIAL PERMIT APPLICATION OF RAYMOND KRIVACSY.

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 special permit application of Raymond Krivacsy.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 17th day of March, 1987, at 7:45 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 Raymond Krivacsy to erect a one-story metal building to be used in the building of fiberglass fishing boats.

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

The resolution was thereupon duly declared adopted.

131 ADVERTISEMENT FOR PUBLIC HEARING.

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

WHEREAS, the Town of Riverhead has been invited to submit a Small Cities application to the United States Department of Housing and Urban Development (HUD), and

WHEREAS, the Town of Riverhead has participated in the Small Cities Program for the past seven years, and

WHEREAS, the Town of Riverhead has formulated a proposed application for Small Cities Funds, and

WHEREAS, the Town of Riverhead will subscribe to citizen participation requirements for the Small Cities Program;

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Riverhead submit to HUD a Small Cities application, and

RESOLUTIONS Continued

BE IT FURTHER RESOLVED, that the Town Board of the Town of Riverhead authorized the Town Clerk to publish a Notice of Public Hearing on the use of the Small Cities funds to be held on March 17, 1987. Such advertisement for public notice will be published in the Thursday, March 5, 1987, editions of both the Long Island Traveler-Watchman and the Riverhead News Review.

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

The resolution was thereupon duly declared adopted.

#132 RESOLUTION AND CONSENT RE: LAYING OUT OF CERTAIN TOWN HIGHWAYS KNOWN AS WOODCHUCK HOLLOW LANE AND IVY CIRCLE.

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

WHEREAS, a certain subdivision map entitled "Map of Little Woods", was filed in the Office of the Clerk of the County of Suffolk on November 20, 1969, as Map No. 5389; and

WHEREAS, plans for the construction of various improvements to said roads known and designated as "Woodchuck Hollow Lane" and "Ivy Circle"; were submitted to the Planning Board of the Town of Riverhead; and

WHEREAS, the Town Board of the Town of Riverhead did approve said performance bond as to form, sufficiency, manner of execution and surety; and

WHEREAS, said roads, drainage systems, sumps and other improvements have been completed in accordance with the plans and specifications of the Riverhead Town Planning Board; and

WHEREAS, the construction of said roads, drainage systems and sumps have met with the approval of the Superintendent of Highways of the Town of Riverhead; and

WHEREAS, a copy of the letter from the Superintendent of Highways indicating his consent is annexed hereto and made a part hereof as Appendix A; and

WHEREAS, Special Search Street Dedication from the Chicago Title Insurance Company, title no. 8508-05817, has been filed with the Town Clerk of the Town of Riverhead together with a deed of dedication and release affecting said road(s).

NOW, THEREFORE, BE IT

RESOLVED, that in accordance with the provisions of Section 171 of the Highway Law of the State of New York, consent be and the same is hereby given; and be it further

RESOLVED, that the Superintendent of Highways of the Town of Riverhead made an order laying out certain roads known as "Woodchuck Hollow Lane" and "Ivy Circle" with proper drainage facilities, the said Town roads to consist of the land described in the deed of dedication and release dated January , 1987, and to extend as delineated therein; and be it further

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby directed to forthwith cause such deed of the County of Suffolk, and upon its return, to attach it hereto; and be it further

RESOLVED, that this resolution shall take effect immediately.

RESOLUTIONS Continued

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

#133 RELEASES PERFORMANCE BOND AND ACCEPTS MAINTENANCE BOND OF TRISON CONTRACTING, INC.

(See Water District Minutes)

#134 RELEASES PERFORMANCE BOND AND ACCEPTS MAINTENANCE BOND OF ELDOR CONTRACTING CORP.

(See Sewer District Minutes)

#135 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS RE: DEMOLITION OF DILAPIDATED BUILDINGS.

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

WHEREAS, the County of Suffolk has given permission for the demolition of certain dilapidated buildings within the Town of Riverhead; and

WHEREAS, the costs of such demolition shall become a lien upon the property; and

WHEREAS, the Town desires bids to the demolition to be let.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below Notice to Bidders once in the Riverhead News Review;

NOTICE TO BIDDERS

Sealed bids for the demolition of certain dilapidated buildings within the Town of Riverhead, known and designated by the following Suffolk County Tax Map ID#'s: 0600-033-03-065; 0600-065-01-024; 0600-085-03-065; 0600-102-03-012; and 0600-127-01-041; will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until 11:00 a.m. on March 12, 1987, at which time they will be opened and publicly read aloud.

Instructions for bidders, specifications and bid forms may be obtained at the Town Clerk's Office at Town Hall Monday through Friday between the hours of 8:30 a.m. and 4:30 p.m.

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

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

All bids must be submitted in a sealed envelope bearing the designation "DILAPIDATED BUILDING DEMOLITION".

RESOLUTIONS Continued

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

#136 AUTHORIZES ATTENDANCE OF POLICE SERGEANT AT TRAINING SEMINAR.

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

WHEREAS, the Smith and Wesson Academy shall be sponsoring a training program regarding armor, March 24 through April 1, 1987, in Springfield, Mass.

WHEREAS, Sgt. Grossman has expressed a desire and interest in attending this program.

NOW, THEREFORE, BE IT

RESOLVED, that Sgt. Grossman be and is hereby authorized to attend the Smith and Wesson Academy Armor Training School to be held in Springfield, Mass. March 24 through April 1, 1987, and

BE IT FURTHER RESOLVED, that Sgt. Grossman receive an advance of \$700.00 to cover necessary expenses relating to tuition, lodging, transportation and meals.

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

#137 AWARDS BID FOR DIESEL FUEL OIL FOR HIGHWAY AND SANITATION DEPARTMENTS.

Councilman Lombardi 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 diesel fuel oil; and

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

WHEREAS, a total of four bids were received.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for diesel fuel oil be and is hereby awarded to Rice Oil Corp. in the amount of \$.0395 per gallon; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Rice Oil Corp., the Riverhead Highway Department and the Riverhead Sanitation Department.

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

#138 AWARDS BID FOR #2 FUEL OIL FOR THE HIGHWAY DEPARTMENT.

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

RESOLUTIONS Continued

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders for #2 Fuel Oil; and

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

WHEREAS, a total of four bids were received.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for #2 fuel oil be and is hereby awarded to Rice Oil Corp. in the amount of \$.58 per gallon; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Rice Oil Corp. and the Riverhead Highway Department.

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

The resolution was thereupon duly declared adopted.

#139 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING RE: CHANGE OF ZONE (KAY ROAD, CALVERTON).

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 change of zone on Kay Road, Calverton, New York.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 17th day of March, 1987, at 8:05 o'clock p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the change of zone on property located on Middle Country Road at the intersection of Kay Road, Calverton, New York, from Business C to Residence C.

Councilman Pike, "I'll make a motion to amend to address both possibilities so we don't get trapped on either one and our hearing will address both of them. So I would move to amend from either business "C" to residence "C" or from business "C" to business "CR"."

Supervisor Janoski, "So what we will do is have two public hearings approved here. One at 8:05 p.m.; business "C" to residence "C" and at 8:10 p.m. from business "C" to business "CR". If I could just explain, the Town Board, in its own volition, sent to the Planning Board a recommendation that this small business "C" zoned area on Kay Road and 25 in Calverton be rezoned to business "C-Rural". The Planning Board reviewed that and came back with the recommendation that it should not be zoned to business "C-Rural" but should be rezoned to residence "C". The Town Board still feels that "CR" is the proper zoning. But what we are going to do, is have a public hearing on both and that's that. It's already in. We'll fix it one way or another."

RESOLUTIONS Continued

Councilman Pike offered resolution #139 to be amended which was seconded by Councilman Boschetti.

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

The resolution was thereupon duly declared AMENDED.

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

The resolution was thereupon duly declared adopted as amended.

#140 REFERS MINIMUM LOT AREA REQUIREMENT IN RESIDENCE RDC DISTRICT TO PLANNING BOARD FOR RECOMMENDATION.

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

WHEREAS, the Town Board of the Town of Riverhead acknowledges the need for affordable housing within the Town of Riverhead; and

WHEREAS, the minimum lot area for the Residence RDC District is currently 20 acres; and

WHEREAS, the Town Board wishes to decrease the minimum lot area to 10 acres.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby refers to the Planning Board for their recommendation the reduction in the lot area within the Residence RDC District from 20 acres to 10 acres; and be it further

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

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

The resolution was thereupon duly declared adopted.

#141 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING RE: SPECIAL PERMIT APPLICATION OF RICHARD HOMAN.

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 special permit application of Richard Homan.

PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 17th day of March, 1987, at 8:15 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 Richard Homan to close in an existing overhang on an ice cream store located on Route 25, Aquebogue, New York.

RESOLUTIONS Continued

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

#142 APPROVES THE CHANGE OF ZONE APPLICATION OF JAMES & PETER VAN DE WETERING.

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

WHEREAS, an application was made by James & Peter Van de Wetering for a change of zone for property located at Sound Avenue, Jamesport, New York, from Business "A" to Agricultural "A"; and

WHEREAS, said application was referred to the Planning Board for their review and recommendation; and

WHEREAS, a public hearing was held on December 16, 1986, and all persons wishing to be heard were heard; and

WHEREAS, the application is a Type II action without a significant impact on the environment.

NOW, THEREFORE, BE IT

RESOLVED, that the application of James & Peter Van de Wetering for a change of zone be and is hereby approved; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to James & Peter Van de Wetering and the Riverhead Planning Board.

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

The resolution was thereupon duly declared adopted.

#143 APPROVES SPECIAL PERMIT OF GEORGE CHEKIJIAN.

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

WHEREAS, by application dated October 28, 1986, George Chekijian, did apply to this Town Board for a special permit to process, can, bottle and warehouse, until shipment, non-toxic, bio-degradable cleaning products, at premises located at Raynor Avenue, Riverhead, New York; and

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

WHEREAS, by letter dated November 24, 1986, the Planning Board recommended that the special permit be approved; and

WHEREAS, on the 16th day of December, 1986, this Town Board held a public hearing wherein all persons wishing to be heard were heard; and

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

RESOLUTIONS Continued

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

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board determines that:

- a. The use will not prevent or substantially impair either the reasonable and orderly use or the reasonable and orderly development of other properties in the neighborhood;
- b. The hazards or disadvantages to the neighborhood from the location of such use at the property are outweighed by the advantage to be gained either by the neighborhood or the Town;
- c. The health, safety, welfare, comfort, convenience and order of the town will not be adversely affected by the authorized use;
- d. Such use will be in harmony with and promote the general purposes and intent; and be it further

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

RESOLVED, that the applicant shall provide in the required site plan a designated area with retention walls for any necessary outside storage and shall also make provision of containment on the interior of the structure to protect the environment from accidental spill and be it further.

RESOLVED, that the business shall be of a non-nuisance type nature; and be it further

RESOLVED, that the operation of such business shall be conducted without any effluent to ground water; and be it further

RESOLVED, that the Town Clerk is authorized to forward a certified copy of this resolution to George Chekijian, the Riverhead Building Department and the Riverhead Planning Board.

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

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "We're going to recess until quarter of. We've got 4 resolutions which will take us 5 minutes. So we will recess until 8:45."

TOWN BOARD MEETING RECESSED AT 8:30

TOWN BOARD MEETING RECONVENED AT 8:45

Supervisor Janoski, "Well Mr. Nohejl. The majority membership of the Board is going to go along with this tabling for one week. Actually, I'm going to talk to Dottie and see if we can't get rid of you next week. We're going to table it for one week."

Councilman Boschetti, "Next week Bill, is a regular Board meeting."

Councilman Pike, "We will try to substantially improve what is in this resolution. It will not be the same resolution if it's going to get my vote."

Supervisor Janoski, "Mr. Nohejl. No the meeting hasn't been opened yet."

RESOLUTIONS

#144 APPROVES CHANGE OF ZONE OF PHILGER REALTY CORP. (SUFFOLK OLD FARMS)

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

Councilman Pike, "I would like to second it basically. I find myself in the unusually happy position of agreeing entirely with Mr. Nohejl. We will not be able to, unless substantial work is done in this next week, accomplish anything with this resolution. But I will give it the best shot we can to accomplish a number of things that I hope you will agree with and I would enjoy having you involved with talking about the substance of what we're doing. Had the resolution been moved tonight, I would have voted against it for the reasons that you mentioned. I would, however, second the motion to table."

WHEREAS, an application was made by Philger Realty Corp. for a change of zone for property located on the North side of Middle Road, Riverhead, New York, from Agriculture "A" to Residence "C"; and

WHEREAS, said application was referred to the Planning Board for their review and recommendation; and

WHEREAS, a public hearing was held on November 18, 1986, and all persons wishing to be heard were heard; and

WHEREAS, the application is a Type II action without a significant impact on the environment.

NOW, THEREFORE, BE IT

RESOLVED, that the application of Philger Realty Corp. for a change of zone for property located on the North side of Middle Road, Riverhead, New York, be and is hereby approved up to the hamlet line only pursuant to the recommendation of the Planning Board; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Anthony T. Conforti, Esq., attorney for Philger Realty Corp. and the Riverhead Planning Board.

Supervisor Janoski, "I happen to be philisophically opposed to the tabling at this time. I'm going to vote no."

The vote, Boschetti, yes, Pike, yes, Prusinowski, absent, Lombardi, yes, Janoski, no.

The resolution was thereupon duly declared TABLED.

RESOLUTIONS Continued#145 AUTHORIZES TOWN CLERK TO RE-AVERTISE NOTICE TO BIDDERS
RE: FLASHING SIGNALS.

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

WHEREAS, on February 13, 1987, the Town Clerk was authorized to open and read aloud all bids received re: Flashing Signals, and

WHEREAS, no bids were received.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby authorized to re-publish and post the Notice to Bidders re: Flashing Signals in the February 26, 1987 issue of The News Review.

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

The resolution was thereupon duly declared adopted.

#146 APPOINTS NANCY KRUKOSKI TO THE POSITION OF ACCOUNT CLERK.

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

WHEREAS, a clerical vacancy does presently exist in the Recreation Department, and

WHEREAS, the Town of Riverhead did receive from the Suffolk County Department of Civil Service the Certification of Eligibles for the position of Account Clerk.

NOW, THEREFORE, BE IT

RESOLVED, that Nancy Krukoski, the only willing acceptor, be and is hereby appointed to the position of Account Clerk effective February 23, 1987 at the annual rate of compensation of \$17,144.96 as set forth in Group 8, Step 3 of the CSEA Salary Schedule.

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

The resolution was thereupon duly declared adopted.

#147 AUTHORIZES POSTING OF PUBLIC NOTICE REQUEST FOR RELEASE
OF FUNDS: SMALL CITIES PROGRAM.

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

WHEREAS, the Town of Riverhead had submitted a Small Cities Program to the U.S. Department of Housing and Urban Development for fiscal years 1983 and 1984, and

WHEREAS, these proposals were funded by the Federal agency, and

WHEREAS, the Town of Riverhead has completed Environmental Review Records for certain Small Cities projects, which require expenditure, and

WHEREAS, the Town of Riverhead must publish a notice of intent prior to the actual expenditure of Federal funds;

RESOLUTIONS Continued

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board authorize the Town Clerk to publish and post the attached Notice in the February 26, 1987 edition of the Riverhead News Review.

NOTICE TO PUBLIC
REQUEST FOR RELEASE OF FUNDS

TO ALL INTERESTED AGENCIES, GROUPS, AND PERSONS: On or about March 6, 1987, the Town of Riverhead will request the U.S. Department of Housing and Urban Development to release Federal funds under Title 1 of the Housing and Community Development amendments of 1981 (PL 97-35) for the following projects:

B-83-DH-36-0113

1. Single Family Housing Acquisition Program.
2. Home Improvement Program.

B-84-DH-36-0138

1. Home Improvement Program.
2. Economic Development Loan Program.
3. Horton Avenue Revitalization Project.
4. Single Family Housing Acquisition Program.

Environmental Review Records respecting the described projects have been made by the Town of Riverhead which documents the environmental review of the projects. These Environmental Review Records are on file at the above address and are available for public examination and copying upon request.

The Town of Riverhead will undertake the projects described above with Block Grant Funding from the U.S. Department of Housing and Urban Development under Title 1 of the Housing and Community Development Amendments of 1981 (PL 97-35). The Town of Riverhead is certifying to the U.S. Department of Housing and Urban Development that the Town and Chief Executive Officer in his official capacity as Supervisor consent to accept the jurisdiction of the federal courts if an action is brought to enforce responsibilities in relation to environmental reviews, decision-making, or action; and that these responsibilities have been satisfied. The legal effect or certification is that upon its approval, the Town of Riverhead may use Block Grant funds, and the U.S. Department of Housing and Urban Development will have satisfied its responsibilities under the National Environmental Policy Act of 1969. The U.S. Department of Housing and Urban Development will accept an objection to its approval of the Release of Funds and acceptance of certification only if it is on one of the following bases:

(i) That the certification was not, in fact, executed by the Chief Executive Officer of the applicant approved by the U.S. Department of Housing and Urban Development;

RESOLUTIONS Continued

(ii) That the applicant's Environmental Review Record for the project indicates omission of the required decision, finding, or step acceptable to the project in the environmental review process.

Objections must be prepared and submitted in accordance with the required procedures (24 CFR PR 58) and may be addressed to the U.S. Department of Housing and Urban Development at 26 Federal Plaza, New York, NY. Objections to the Release of Funds on bases other than those stated above will not be considered by the U.S. Department of Housing and Urban Development. No objections received after March 23, 1987, will be considered by the U.S. Department of Housing and Urban Development.

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

The resolution was thereupon duly declared adopted.

#148 EXEMPTS APPLICATION FROM MORATORIUM WITHIN SOUTHWEST SECTOR.

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

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

WHEREAS, Paul and Suzanne Bokee had made application for a minor subdivision for the purpose of constructing a single-family residence prior to the establishment of the moratorium.

NOW, THEREFORE, BE IT

RESOLVED, that the application of Paul and Suzanne Bokee for a single-family residence to be located on Old Stone Road, Calverton, be and is hereby deemed exempt from the moratorium, and

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 Paul and Suzanne Bokee and to the Riverhead Building Department.

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

The resolution was thereupon duly declared adopted.

Supervisor Janoski, "Let the record show that the hour of 8:56 p.m. has arrived. The Town Clerk will please read the notice of public hearing."

PUBLIC HEARING - 8:55 p.m.

I have affidavits of publication and posting that a public hearing will be held on Tuesday, February 24, 1987 at 8:55 p.m. to hear all interested persons regarding: The Proposed increase and improvement to the Riverhead Water District consisting of the construction of a 1,000,000 gallon water storage facility at property north of Sound Avenue and east of Warner Drive.

(See Water District Minutes)

8:55 PUBLIC HEARING CLOSED AT 9:12

Supervisor Janoski, "Without objection, this meeting is adjourned."

There being no further business on motion or vote, the meeting adjourned at 9:13 p.m.

IJP:nm



Irene J. Pendzick
Town Clerk