

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 319

RESOLUTION CALLING PUBLIC HEARING
RE: CONSTRUCTION OF LATERAL SEWER
IN MADISON STREET PURSUANT TO SECTION
199 OF THE TOWN LAW

Adopted May 16, 1995

COUNCILMAN PRUSINOWSKI

Councilperson COUNCILMAN STARK offered the following resolution which was seconded by Councilperson COUNCILMAN STARK,

WHEREAS, the Estate of Helen Schott has petitioned the Town Board of the Town of Riverhead to construct a lateral sewer in Madison Street pursuant to Section 199 of the Town Law to consist of excavation, pipe, fittings, manhole, and pavement restoration, and

WHEREAS, a cost estimate was prepared by Young and Young, Riverhead, New York, and is on file with the Town Clerk of the Town of Riverhead for public inspection, and

WHEREAS, since the preparation of the original cost estimate, it has been learned that the actual cost of construction is estimated to be \$10,820, higher than originally anticipated, and

WHEREAS, this Town Board held a public hearing and adopted a final order with regard to the construction of this lateral sewer main in Madison Street, and

WHEREAS, it is now necessary to hold another public hearing in accordance with Section 199 of the Town Law, and

WHEREAS, prior to the adoption of the final order, the Estate of Helen Schott will deposit with the Riverhead Sewer District the sum of \$13,000, the estimated cost of construction, engineering, legal and publication and contingencies and is bound to pay to the Town of Riverhead any additional costs and expenses so that the lateral shall be constructed without cost to the Riverhead Sewer District,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Town Law Section 199, the Town Board, as governing body of the Riverhead Sewer District, on its own motion, resolves that a public hearing will be held at the

Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, in said Town, on the 6th day of June, 1995, at 7:20 o'clock p.m. prevailing time, on the matter of the construction of a lateral sewer in Madison Street, pursuant to Section 199 of the Town Law to consist of: excavation, pipe, fittings, manhole and pavement restoration at an estimated cost of \$13,000, which sum will be deposited with the Riverhead Sewer District by Petitioner prior to the adoption of the final order, and which lateral shall be constructed without cost to the Riverhead Sewer District, and to hear all persons interested in the subject thereof, concerning the same, and to take such action as required or authorized by law, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish this resolution in its entirety once in the Suffolk Life Newspaper, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy thereof to be posted on the sign board of the Town, such publication and posting to be made not less than ten, nor more than twenty days before the date designated for the public hearing, and be it further

RESOLVED, that the Town Clerk shall forward certified copies of this resolution to Pierre Lundberg, Esq.; Michael Reichel; and Marcia Z. Hefter, Esq.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

TOWN OF RIVERHEAD

Resolution # 320

AWARDS BID FOR REHABILITATION
OF SETTLING TANK NO. 4, RIVERHEAD SEWER DISTRICT

Adopted May 16, 1995

COUNCILMAN STARK offered the following resolution
which was seconded by COUNCILMAN PRUSINOWSKI,

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for the rehabilitation of settling tank No. 4 of the Riverhead Sewer District, and

WHEREAS, bids were received, opened and read aloud on May 9, 1995, at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place given in the notice to bidders, and

WHEREAS, the bids have been reviewed by Kalogeras & Grosser Consulting Engineers, P. C., consulting engineers for the Riverhead Sewer District, and they have recommended that the contract be awarded to KOVACS CONSTRUCTION CORPORATION the lowest responsible bidder, for the sum of \$96,576.00,

NOW, THEREFORE, BE IT

RESOLVED, that the contract for the rehabilitation of settling tank No. 4 of the Riverhead Sewer District be and is hereby awarded to Kovacs Construction Corporation in the amount of \$96,576.00, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the above mentioned contractor, the Riverhead Sewer District, Kalogeras & Grosser Consulting Engineers, P.C. and Pierre G. Lundberg, Esq., and be it further

RESOLVED, that the Town Clerk is hereby authorized to return to all unsuccessful bidders their respective bid security, and it is further

RESOLVED, that upon the completion of fully executed contracts and the filing of said contracts with the Town Clerk, the Town Clerk is hereby authorized to release to the successful bidders the bidder's bid security.

The Vote

Documents

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 321

APPROVES APPLICATION OF RIVERHEAD POLISH INDEPENDENT CLUB

COUNCILMAN CREIGHTON offered the following resolution, which was seconded by **COUNCILWOMAN GILLIAM**

WHEREAS, the Riverhead Polish Independent Club submitted an application for the purpose of erecting a tent for dance/band purposes to be held on Saturday, August 19th and Sunday, August 20th between the hours of 9:00 a.m. and 6:00 p.m. for the Street Fair; and the hours of 3:00 p.m. and 12:00 a.m. for the festival under the tent on Saturday, August 19, 1995; and

WHEREAS, the Town Board of the Town of Riverhead has reviewed all documents regarding said application.

NOW THEREFORE BE IT RESOLVED, that the application of the Riverhead Polish Independent Club for the purpose of erecting a tent for dance/band purposes be and is hereby approved for the above dates and times; and be it further

RESOLVED, that the request to exempt this event from Chapter 46 of the Riverhead Town Code regarding the consumption of alcoholic beverages during said hours is hereby granted; and be it further

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby directed to forward a certified copy of this resolution to the Riverhead Polish Independent Club, Box 972, Riverhead, New York; and the Riverhead Police Department.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 322

AUTHORIZES THE USE OF MANPOWER AND/OR RESOURCES TO THE COUNTY OF SUFFOLK FOR ENFORCEMENT OF ARTICLE II OF CHAPTER 270 OF THE SUFFOLK COUNTY CODE- CRACK HOUSES

COUNCILWOMAN GILLIAM offered the following resolution, which was seconded by **COUNCILMAN CREIGHTON**.

WHEREAS, The Town Board finds that certain buildings and places are being used for sale and use of controlled substances within the Town of Riverhead; and

WHEREAS, The Town Board further finds that said buildings are being used as crack houses and create a public nuisance within the Town; and

WHEREAS, The Town Board recognizes that the use of real estate for improper purposes can have a devastating impact on the surrounding community and can perpetuate other criminal activity; and

WHEREAS, The Town Board further recognizes that these improper uses take place in occupied and vacant buildings and on occupied and vacant developed and undeveloped real estate, in flagrant violation of relevant provisions of the penal law, health laws, environmental laws, and local zoning laws; and

WHEREAS, The Town Board finds that these illicit uses of property within the Town negatively impacts the quality of life in the Town, adversely affects property values, and presents issues of public health, safety and welfare of Town residents; and

WHEREAS, The Suffolk County Legislature, by enacting Local Law No. 18-1992, Amending Article II of Chapter 270 of the Suffolk County Code, to provide standardized procedures for securing legal and equitable remedies to prevent buildings, premises and real estate with Suffolk County from being used in such a way as to constitute a public nuisance; and

WHEREAS, Suffolk County Local Law No. 18-1992 further provides that any town or village government which formally enacts a resolution of authorization may assign personnel, manpower or other town or village resources to the County of Suffolk on a voluntary basis without compensation for joint action with the County of Suffolk in carrying out and enforcing the provisions of Article II - Crack Houses; and

WHEREAS, The Town Board recognizes that it would be beneficial to the Town to share resources and efforts with the Suffolk County Police Department, Suffolk County Sheriff, the Suffolk County District Attorney and the Suffolk County Department of Law in order to effectively address the use of real estate for illicit activity.

NOW, THEREFORE BE IT RESOLVED, that the Town Board adopts this resolution of authorization, authorizing the Town and its agents to voluntarily contribute resources and manpower to help enforce Article II of Chapter 270 of the Suffolk County Code; and be further

RESOLVED, that the Chief of Police, Town of Riverhead, shall develop a plan of action identifying resources that could be combined with County efforts for the purposes of carrying out and enforcing Article II of Chapter 270 of the Suffolk County Code.

The Vote

Gillam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

**The Resolution is therefore
declared duly adopted**

Adopted

5/1956/

TOWN OF RIVERHEAD

Resolution # 323

RETAINS MALCOLM PIRNIE TO PREPARE PLANS TO COMPLY WITH NO-NET NITROGEN INCREASE (RIVERHEAD SEWER DISTRICT)

COUNCILMAN PRUSINOWSKI offered the following resolution,
which was seconded by COUNCILMAN STARK :

RESOLVED, that Malcolm Pirnie, Inc., be and is hereby retained to complete the services set forth in their letter of April 12, 1995, a copy of which is on file with the Riverhead Town Clerk, at a cost not to exceed \$22,253.00; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution shall be forwarded to Hon. Robert Gaffney, Suffolk County Executive; Robert Schneck, NYS DEC, Region I; Ben Wright, Suffolk County Department of Public Works; Michael Reichel, Pierre G. Lundberg; Malcolm Pirnie, Inc.; and the Accounting Department.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 324

RELEASES 5% BOND OF EAST WIND COUNTRY INN (KNIGHTLAND, INC.) FOR THE CONSTRUCTION OF MATRIMONIAL PAVILION AND GAZEBO

COUNCILMAN STARK

offered the following resolution, which was

seconded by COUNCILMAN PRUSINOWSKI

WHEREAS, by resolution number 416, adopted July 7, 1992; by resolution number 701, adopted on December 1, 1992, and by resolution number 99, adopted of February 7, 1995, the Town Board of the Town of Riverhead did approve and amend the site plan application for the construction of a 1,350 square foot building addition, matrimonial pavilion and gazebo, with associated landscaping and related site improvements, located at the north side of New York State Route 25A, Wading River, New York, known and designated as Suffolk County Tax Map Number 0600-76-1-10 & 11; and

WHEREAS, East Wind Country Inn (Knightland, Inc.) had posted a 5% bond in the sum of Two Thousand Twelve and 00/100 (\$2,012.00) Dollars for the construction of said building addition, matrimonial pavilion and gazebo, with associated landscaping and related site improvements; and

WHEREAS, by memorandum dated May 5, 1995 from Sharon E. Klos, Building Permits Coordinator of the Riverhead Building Department, said construction has been completed to the Building Department's satisfaction and a Certificate of Occupancy has issued for the construction under CO number 20584 (copy of CO annexed.)

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of said bond in the sum of Two Thousand Twelve and 00/100 (\$2,012.00) Dollars; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to East Wind Country Inn (Knightland, Inc.), P.O. Box 742, Wading River, New York, 11792; Riverhead Town Building Department; Riverhead Planning Department and the Accounting Department.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 325

RELEASES 5% BOND OF REJ CORPORATION (RIVERHEAD BUILDING SUPPLY) FOR WAREHOUSE

COUNCILMAN CREIGHTON offered the following resolution, which was seconded by **COUNCILWOMAN GILLIAM**

WHEREAS, by resolution number 659, adopted on October 5, 1993, by resolution number 489, adopted on July 5, 1994 and by resolution number 100, adopted of February 7, 1995, the Town Board of the Town of Riverhead did approve and amend the site plan application for the construction of an 22,730 square foot warehouse addition, and related site improvements, located at the east side of Mill Road, north of the Long Island Rail Road tracks, Riverhead, New York, known and designated as Suffolk County Tax Map Number 600-120-1-31; and

WHEREAS, REJ Corporation (Riverhead Building Supply) had posted a 5% bond in the sum of sixteen thousand and 00/100 (\$16,000.00 Dollars for the construction of said warehouse addition and related site improvements; and

WHEREAS, by memorandum dated May 5, 1995 from Sharon E. Klos, Building Permits Coordinator of the Riverhead Building Department, said construction has been completed to the Building Department's satisfaction and a Certificate of Occupancy has issued for the construction under CO number 12044 (copy of CO annexed.)

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of said bond in the sum of Sixteen Thousand and 00/100 (\$16,000.00) Dollars; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to REJ Corporation (Riverhead Building Supply), Mill Road, Riverhead, New York, 11901; Riverhead Town Building Department; and the Accounting Department.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution #326

DETERMINATION OF SIGNIFICANCE OF SPECIAL PERMIT/SITE PLAN
PETITION OF DAVID MACKNEE

COUNCILWOMAN GILLIAM offered the following resolution, which was seconded by COUNCILMAN CREIGHTON:

WHEREAS, the Riverhead Town Board is in receipt of a Special Permit petition from David MacKnee for the renovation of a structure on a 4.46 acre parcel zoned Agriculture "A" and known by Suffolk County Tax Map Number 0600-41-1-3.6, and

WHEREAS, a Full Environmental Assessment Form was, together with supporting documentation, submitted as part of the petition, and

WHEREAS, the Riverhead Planning Department has reviewed the Environmental Assessment Form and supporting documentation and recommends the petition be considered a Type II Action pursuant to 6NYCRR Part 6176.13(d)(3), and

WHEREAS, pursuant to 6 NYCRR Part 617.3(j) and 617.5(a)(1), agency responsibilities for SEQR end with this designation and no determination of significance is required, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board considers the Special Permit application of David MacKnee to be Type II for purposes of compliance with SEQR, and

BE IT FURTHER

RESOLVED that this classification be considered effective for any related petition for Site Plan approval, and

BE IT FURTHER

RESOLVED, that the Town Clerk be directed to refer the petition to the Riverhead Planning Board for their review and recommendation, and

BE IT FURTHER

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

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 327

DETERMINATION OF SIGNIFICANCE AND AUTHORIZES TOWN CLERK TO PUBLIC
NOTICE OF PUBLIC HEARING ON SPECIAL PERMIT PETITION OF 889
HARRISON AVENUE

COUNCILMAN PRUSINOWSKI

offered the following

resolution, which was seconded by **COUNCILMAN STARK** :

WHEREAS, the Riverhead Town Board is in receipt of a Special Permit petition from Richard Israel for a directory sign on a 2.25 acre parcel zoned Business "C" and known by Suffolk County Tax Map Number 0600-102-3-1, and

WHEREAS, a Full Environmental Assessment Form was, together with supporting documentation, submitted as part of the petition, and

WHEREAS, the Riverhead Planning Department has reviewed the Environmental Assessment Form and supporting documentation and recommends the petition be considered a Type II Action pursuant to 6NYCRR Part 617.13(d)(8), and

WHEREAS, pursuant to 6 NYCRR Part 617.3(j) and 617.5(a)(1), agency responsibilities for SEQR end with this designation and no determination of significance is required, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board considers the Special Permit application of 889 Harrison Avenue to be Type II for purposes of compliance with SEQR, and

BE IT FURTHER

RESOLVED, that this classification be considered effective for any related petition for Site Plan approval, and

BE IT FURTHER

RESOLVED, that the Town Clerk be directed to refer the petition to the Riverhead Planning Board for their review and recommendation, and

BE IT FURTHER

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

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Yes
Yes
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Yes
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The Resolution
declared

BE IT FURTHER

RESOLVED, the Town Board authorizes the Town Clerk to publish the attached notice of public hearing in the official newspaper of the Town of Riverhead.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

**The Resolution is therefore
declared duly adopted**

**TOWN OF RIVERHEAD
PUBLIC HEARING**

PLEASE TAKE NOTICE, that a public hearing will be held on the 6th day of June, 1995 at 7:10 p.m. o'clock at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested parties regarding the Special Permit petition from Richard Israel for a directory sign on a 2.25 acre parcel zoned Business "C" located at Old Country Road, Riverhead and known by Suffolk County Tax Map Number 0600-102-3-1.

DATED: Riverhead, New York
May 16, 1995.

By Order of the Town Board of the
Town of Riverhead

Barbara Grattan, Town Clerk

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 328

APPOINT'S BEACH ATTENDANT TO THE
RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN STARK offered the following
resolution, which was seconded by COUNCILMAN PRUSINOWSKI.

RESOLVED, That Jeremy Gibbons is hereby appointed
to serve as a Beach Attendant, effective May 27, 1995 to
and including September 4, 1995, to be paid at the rate of
16.00 per hour and to serve at the pleasure of the Town
board.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

4/16/95

TOWN OF RIVERHEAD

Resolution # 329

APPOINTS RECREATION AIDE TO THE
RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN STARK offered the following
resolution, which was seconded by COUNCILMAN PRUSINOWSKI

RESOLVED, That Heather Anthony is hereby appointed
to serve as a Recreation Aide, effective June 1, 1995 to
and including August 31, 1995, to be paid at the rate of
\$7.50 per hour and to serve at the pleasure of the Town
Board.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

6/16/95

TOWN OF RIVERHEAD

Resolution # 330

APPOINTS RECREATION AIDE TO THE
RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN STARK offered the following
resolution, which was seconded by COUNCILMAN PRUSINOWSKI.

RESOLVED, That Jessica Bucholz is hereby appointed
to serve as a Recreation Aide, effective June 1, 1995 to
and including August 31, 1995, to be paid at the rate of
\$7.50 per hour and to serve at the pleasure of the Town
Board.

The Vote		
Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 331

APPOINTS RECREATION AIDE TO THE
RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN STARK offered the following
resolution, which was seconded by COUNCILMAN PRUSINOWSKI:

RESOLVED, That Travis Foreman is hereby appointed
to serve as a Recreation Aide, effective June 1, 1995 to
and including August 31, 1995, to be paid at the rate of
\$7.50 per hour and to serve at the pleasure of the Town
Board.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 332

APPOINTS RECREATION AIDE TO THE
RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN STARK offered the following
resolution, which was seconded by COUNCILMAN PRUSINOWSKI :

RESOLVED, That Heidi Kappenberg is hereby appointed
to serve as a Recreation Aide, effective June 1, 1995 to
and including August 31, 1995, to be paid at the rate of
17.50 per hour and to serve at the pleasure of the Town
Board.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 333

APPOINTS RECREATION AIDE TO THE
RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN STARK

_____ offered the following
resolution, which was seconded by COUNCILMAN PRUSINOWSKI :

RESOLVED, That Alison McEvoy is hereby appointed
to serve as a Recreation Aide, effective June 1, 1995 to
and including August 31, 1995, to be paid at the rate of
17.50 per hour and to serve at the pleasure of the Town
board.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 334

APPOINTS RECREATION AIDE TO THE
RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN STARK offered the following
resolution, which was seconded by COUNCILMAN PRUSINOWSKI;

RESOLVED, That Troy Sidik is hereby appointed
to serve as a Recreation Aide, effective June 1, 1995 to
and including August 31, 1995, to be paid at the rate of
\$7.50 per hour and to serve at the pleasure of the Town
Board.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusnowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 335

APPOINTS RECREATION AIDE TO THE
RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN STARK offered the following resolution, which was seconded by COUNCILMAN PRUSINOWSKI :

RESOLVED, That Melissa Tozar is hereby appointed to serve as a Recreation Aide, effective June 1, 1995 to and including August 31, 1995, to be paid at the rate of \$7.50 per hour and to serve at the pleasure of the Town Board.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 336

APPOINTS RECREATION AIDE TO THE
RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN STARK offered the following
resolution, which was seconded by COUNCILMAN PRUSINOWSKI:

RESOLVED, That Lisa Burgess is hereby appointed
to serve as a Recreation Aide, effective June 1, 1995 to
and including August 31, 1995, to be paid at the rate of
19.00 per hour and to serve at the pleasure of the Town
board.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 337

APPOINTS RECREATION AIDE TO THE
RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN STARK

_____ offered the following
resolution, which was seconded by _____
COUNCILMAN PRUSINOWSKI.

RESOLVED, That Kevin Cheshire is hereby appointed to serve as a Recreation Aide, effective June 1, 1995 to and including August 31, 1995, to be paid at the rate of \$4.50 per hour and to serve at the pleasure of the Town Board.

The Vote

Gillam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 338

APPOINTS RECREATION AIDE TO THE
RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN STARK

_____ offered the following
resolution, which was seconded by COUNCILMAN PRUSINOWSKI:

RESOLVED, That Danielle Doll is hereby appointed
to serve as a Recreation Aide, effective June 1, 1995 to
and including August 31, 1995, to be paid at the rate of
14.50 per hour and to serve at the pleasure of the Town
board.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

3/16/95

TOWN OF RIVERHEAD

Resolution # 339

APPOINTS RECREATION AIDE TO THE
RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN STARK

offered the following

resolution, which was seconded by COUNCILMAN PRUSINOWSKI:

RESOLVED, That Danielle Swiatocha is hereby appointed to serve as a Recreation Aide, effective June 1, 1995 to and including August 31, 1995, to be paid at the rate of \$11.50 per hour and to serve at the pleasure of the Town Board.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

1/16/95

TOWN OF RIVERHEAD

Resolution # 340

APPOINTS RECREATION AIDE TO THE
RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN STARK offered the following
resolution, which was seconded by COUNCILMAN PRUSINOWSKI.

RESOLVED, That Kelly Wysoczanski is hereby appointed
to serve as a Recreation Aide, effective June 1, 1995 to
and including August 31, 1995, to be paid at the rate of
17.00 per hour and to serve at the pleasure of the Town
board.

The Vote		
Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

6/16/95

TOWN OF RIVERHEAD

Resolution # 341

APPOINTS RECREATION AIDE TO THE
RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN STARK offered the following
resolution, which was seconded by COUNCILMAN PRUSINOWSKI :

RESOLVED, That Patricia Hulse is hereby appointed
to serve as a Recreation Aide (for the purpose of being a
Youth Program Instructor) effective June 1, 1995 to
and including August 31, 1995, to be paid at the rate of
\$12.50 per hour and to serve at the pleasure of the Town
Board.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

1/16/95

TOWN OF RIVERHEAD

Resolution # 342

APPOINTS FILL IN LIFEGUARD TO THE
RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN STARK offered the following resolution, which was seconded by COUNCILMAN PRUSINOWSKI :

RESOLVED, That Edward Gevinski Jr. is hereby appointed to serve as a Fill in Lifeguard, effective May 27, 1995 to and including September 4, 1995, to be paid at the rate of \$7.00 per hour and to serve at the pleasure of the Town Board.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 343

APPOINTS BEACH ATTENDANT TO THE
RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN STARK offered the following
resolution, which was seconded by COUNCILMAN PRUSINOWSKI:

RESOLVED, That Edward Gevinski Jr. is hereby appointed
to serve as a Beach Attendant, effective May 27, 1995 to
and including September 4, 1995, to be paid at the rate of
\$18.50 per hour and to serve at the pleasure of the Town
Board.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 344

APPOINTS FILL-IN BEACH ATTENDANT TO THE
RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN STARK offered the following
resolution, which was seconded by COUNCILMAN PRUSINOWSKI :

RESOLVED, That Blayne Karlin is hereby appointed to
serve as a Fill-in Beach Attendant, effective May 27, 1995 to
and including September 4, 1995, to be paid at the rate of
17.75 per hour and to serve at the pleasure of the Town
Board.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 345

APPOINTS FILL-IN SCOREKEEPER TO THE
RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN STARK offered the following
resolution, which was seconded by COUNCILMAN PRUSINOWSKI :

RESOLVED, That Missy Young is hereby appointed to
serve as a Fill-in Scorekeeper, effective May 17, 1995 to and
including September 4, 1995 to be paid at the rate of \$10.00
per game and to serve at the pleasure of the Town Board.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

6/16/95

TOWN OF RIVERHEAD

Resolution # 346

APPOINTS RECREATION AIDE TO THE
RIVERHEAD RECREATION DEPARTMENT

COUNCILMAN STARK offered the following
resolution, which was seconded by COUNCILMAN PRUSINOWSKI :

RESOLVED, That Jessica Dupree is hereby appointed to
serve as a Recreation Aide , effective June 1, 1995 to and
including September 4, 1995 to be paid at the rate of \$8.00
per hour and to serve at the pleasure of the Town Board.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 347

APPROVES SITE PLAN OF CHARLES R. HOEG, D.M.D.

COUNCILMAN PRUSINOWSKI

offered the following

resolution, which was seconded by **COUNCILMAN STARK**:

WHEREAS, a site plan and elevations were submitted by Charles R. Hoeg for conversion of a residence to use as a dental office, and attendant site improvements, located at 1018 Roanoke Avenue, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-107-1-11; and

WHEREAS, the Planning Department has reviewed the site plan dated last April 6, 1995, as prepared by Joseph A. Ingegno, L.S., P.O. Box 1931, Riverhead NY 11901, and elevations dated March 28, 1995, as prepared by Richard Searles, R.A., Architecture East, P.O. Box 1805, Rocky Point NY 11778, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board determines that the site plan applied for will be a(n) Unlisted Action without a significant impact upon the environment pursuant to the State Environmental Conservation Law and 6 NYCRR Part 617; and

WHEREAS, a copy of the site plan has been marked and initialled by the Town Board to show changes that are further set forth in this resolution, which site plan shall be on record with the Town Clerk; and

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 95966 of the Office of the Supervisor of the Town of Riverhead; and

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Charles R. Hoeg, for conversion of a residence to use as a dental office, and attendant site improvements, located at 1018 Roanoke Avenue, Riverhead, New York, site plan dated last April 6, 1995, as prepared by Joseph A. Ingegno, L.S., P.O. Box 1931, Riverhead NY 11901, and elevations dated March 28, 1995, as prepared by Richard Searles, R.A., Architecture East, P.O. Box 1805, Rocky Point NY 11778, be and are hereby approved 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 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's Office and filed with the Riverhead 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 **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;

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 the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;

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 stanchion stating, "**No Parking, Handicap Only**", and the universal symbol affixed thereto. Further, by execution and filing of this document, Charles R. Hoeg hereby authorizes and consents to the Town of Riverhead to enter premises at 1018 Roanoke Avenue, Riverhead, New York, to enforce said handicapped parking regulations;

9. 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;

10. That all new utilities shall be constructed underground;

11. Pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney in this form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;

12. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to ph, organic content, and gradation;

13. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;

14. That the parking stall numbered six (6) on the site plan approved herein shall be greenspaced for an indeterminate period in order to allow for the retention of the Sassafras tree located therein; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Charles R. Hoeg, Richard Searles, the Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1995 made by Charles R. Hoeg, residing at Chambord Court, Shoreham NY 11786, Declarant.

WITNESSETH:

WHEREAS, Declarant is the owner of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in **SCHEDULE "A"** annexed hereto, as provided by 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 and 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 **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;
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 applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
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 and that 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;

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;

9. That all new utilities shall be constructed underground;

10. Pursuant to Section 108-133I of the Code of the Town of Riverhead, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;

11. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to ph, organic content, and gradation;

12. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;

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

Charles R. Hoeg

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

On the _____ day of _____, 1995 before me personally came Charles R. Hoeg, to me known and known to be the individual who executed the foregoing instrument; that (s)he is the owner of certain real property located at 1018 Roanoke Avenue, Riverhead, New York, the subject property of this Declaration and Covenant, and understands the content thereof; and that (s)he did swear to me that (s)he executed the same.

NOTARY PUBLIC

Adopted

May 16, 1995

TOWN OF RIVERHEAD

RESOLUTION #348

APPOINTS MAINTENANCE MECHANIC II TO BUILDINGS AND GROUNDS

COUNCILMAN STARK OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN PRUSINOWSKI

WHEREAS, a vacancy for a Maintenance Mechanic II exists in the Buildings and Grounds department; and

WHEREAS, said position was duly posted; and

WHEREAS, the Town interviewed all interested applicants in accordance with the provisions of the Civil Service Law.

NOW, THEREFORE, BE IT RESOLVED, that Jason Warner is hereby appointed to the position of Maintenance Mechanic II in Buildings and Grounds Department effective May 30, 1995 at the annual salary of \$24,989.72 as set forth in Group 7, Step P, of the CSEA Operational and Technical Schedule: and

BE IT FURTHER RESOLVED, that the Town Clerk be and hereby is authorized to forward a certified copy of this Resolution to Jason Warner, Kenneth Testa and the Accounting Department.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

MAY 16, 1995

TOWN OF RIVERHEAD

RESOLUTION # 349

APPOINTS MAINTENANCE MECHANIC II TO THE BUILDINGS AND GROUNDS DEPARTMENT

COUNCILMAN CREIGHTON OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILWOMAN GILLIAM

WHEREAS, a position exists with the Town of Riverhead Building and Grounds Department in the title of Maintenance Mechanic II; and

WHEREAS, all applicants were thereafter interviewed in accordance with the provisions of the Civil Service Law;

NOW, THEREFORE BE IT, RESOLVED, that the Town Board of the Town of Riverhead hereby appoints Christopher Schroeder to the position of Maintenance Mechanic II with the Building and Grounds Department effective May 22, 1995 at the annual rate of compensation of \$4,989.72 as set forth in Group 7, Step P of the Operational and Technical Salary Schedule; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a Certified Copy of this Resolution to Christopher Schroeder, Kenneth Testa and the Accounting Department.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 350

APPROVES SITE PLAN OF RIVERHEAD TOYOTA

COUNCILWOMAN GILLIAM offered the following

resolution, which was seconded by **COUNCILMAN CREIGHTON**

WHEREAS, a site plan and elevations were submitted by Leo Sternlicht, Jr., as agent for Riverhead Toyota, for the construction of a 17,029 square foot automobile sales and service facility, with attendant parking and related site improvements, located at the south side of Old Country Road (C.R. 58), between Osborne Avenue and Mill Road, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-125-1-P/O 3 and P/O 4; and

WHEREAS, the Planning Department has reviewed the site plan dated last April 24, 1995, as prepared by Joseph A. Ingegno, L.S., P.O. Box 1931, Riverhead NY 11901, and elevations dated last February, 1995 (Sheets 2 of 3 and 3 of 3), as prepared by Joseph M. Catropa, AIA, 6 Bishop Lane, Holbrook NY 11779, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board determines that the site plan applied for will be a(n) Unlisted Action without a significant impact upon the environment pursuant to the State Environmental Conservation Law and 6 NYCRR Part 617; and

WHEREAS, a copy of the site plan has been marked and initialled by the Town Board to show changes that are further set forth in this resolution, which site plan shall be on record with the Town Clerk; and

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 95990 of the Office of the Supervisor of the Town of Riverhead; and

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Leo Sternlicht, Jr., as agent for Riverhead Toyota, for the construction of a 17,029 square foot automobile sales and service facility, with attendant parking and related site improvements, located at the south side of Old Country Road (C.R. 58), between Osborne Avenue and Mill Road, Riverhead, New York, site plan dated last April 24, 1995, as prepared by Joseph A. Ingegno, L.S., P.O. Box 1931, Riverhead NY 11901, and elevations dated last February, 1995 (Sheets 2 of 3 and 3 of 3), as prepared by Joseph M. Catropa, AIA, 6 Bishop Lane, Holbrook NY 11779, be and are hereby approved 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 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's Office and filed with the Riverhead 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 Riverhead Town Code shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;

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 the Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, 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, shall be maintained on 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 and that 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, Leo Sternlicht, Jr. hereby authorizes and consents to the Town of Riverhead to enter premises at the south side of Old Country Road (C.R. 58), between Osborne Avenue and Mill Road, Riverhead, New York, to enforce said handicapped parking regulations;

10. That any and all landscaped and paved areas shall be regularly maintained in a 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 all utilities shall be constructed underground;

12. Pursuant to Section 108-133I of the Code of the Town of Riverhead, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney in the form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;

13. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to ph, organic content, and gradation;

14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;

15. That no display of vehicles shall occur in that 30 foot wide landscaped area between the sidewalk in the Suffolk County right of way and the concrete curb separating the landscaped area from the asphalt paving;

16. That, prior to the issuance of a building permit, the following changes shall be made and the drawings submitted for approval: moving the building five (5) feet to the west, in order to accommodate a crib system retaining wall and to enhance the planted area on top of said wall; move the metal portion of the building back (south) by approximately thirty (30) feet; eliminate the notch detail in the soffit on the west elevation; the inclusion of all colors and materials on the elevation drawings;

17. That a sample of "stone white" metal siding shall be submitted for consideration by the Architectural Review Board and, if recommended, the metal siding shall be changed to "stone white"; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Leo Sternlicht, Jr., Joseph A. Ingegno, L.S., Michael Hills, Esq., the Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1995 made by Leo Sternlicht, Jr., residing at 1439 Old Country Road, Riverhead NY 11901, Declarant.

WITNESSETH:

WHEREAS, Declarant is the owner of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto, as provided by 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 and 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 **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;

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 applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;

5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on 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 stanchion stating, "**No Parking, Handicap Only**", and the universal symbol affixed thereto;

9. 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;

10. That all utilities shall be constructed underground;

11. Pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;

12. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to ph, organic content, and gradation;

13. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;

14. That no display of vehicles shall occur in the thirty (30) foot wide landscaped area between the sidewalk in the Suffolk County right of way and the concrete curb separating the landscaped area from the asphalt paving.

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

Leo Sternlicht, Jr.

STATE OF NEW YORK)

)ss.:

COUNTY OF SUFFOLK)

On the _____ day of _____, 1995 before me personally came Leo Sternlicht, Jr., to me known and known to be the individual who executed the foregoing instrument; that (s)he is the owner of certain real property located at the south side of Old Country Road (C.R. 58), between Osborne Avenue and Mill Road, Riverhead, New York, the subject property of this Declaration and Covenant, and understands the content thereof; and that (s)he did swear to me that (s)he executed the same.

NOTARY PUBLIC

Adopted

May 16, 1995

TOWN OF RIVERHEAD

Resolution # 351

APPOINTS PROVISIONAL ACCOUNT CLERK TYPIST IN THE ACCOUNTING OFFICE

COUNCILMAN PRUSINOWSKI OFFERED THE FOLLOWING RESOLUTION,
WHICH WAS SECONDED BY COUNCILMAN STARK.

WHEREAS, the position of Account Clerk Typist exists in the Town Clerk's Office; and

WHEREAS, said position has been posted as per the CSEA Contract; and

WHEREAS, the Suffolk County Department of Civil Service List of Eligibles has been exhausted;

NOW, THEREFORE, BE IT RESOLVED, that Peter Gannon be and is hereby appointed provisionally to the position of Account Clerk Typist effective May 16, 1995 at the annual salary of \$22,792.15 as set forth at Group 9 Step P of the Clerical & Supervisory Salary Schedule; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Peter Gannon, John J. Hansen, and the Accounting Department.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 352

APPROVES SITE PLAN OF MC GUIRE'S HEARING AID CENTER

COUNCILMAN STARK

offered the following

resolution, which was seconded by COUNCILMAN PRUSINOWSKI.

WHEREAS, a site plan and elevations were submitted by Donald G. Feiler, R.A., as agent for James and Margaret McGuire, for the conversion of a residence to offices for a hearing aid center, and attendant site improvements, located at the northwest corner of East Main Street (NYS Route 25) and Prospect Place, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-127-5-22; and

WHEREAS, the Planning Department has reviewed the site plan dated March 17, 1995, as prepared by Donald G. Feiler, R.A., 600 Old Jule Lane, Mattituck NY 11952, and elevations dated March 17, 1995, as prepared by Donald G. Feiler, R.A., 600 Old Jule Lane, Mattituck NY 11952, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board determines that the site plan applied for will be a(n) Unlisted Action without a significant impact upon the environment pursuant to the State Environmental Conservation Law and 6 NYCRR Part 617; and

WHEREAS, a copy of the site plan has been marked and initialled by the Town Board to show changes that are further set forth in this resolution, which site plan shall be on record with the Town Clerk; and

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 95985 of the Office of the Supervisor of the Town of Riverhead; and

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Donald G. Feiler, R.A., as agent for James and Margaret McGuire, for the conversion of a residence to offices for a hearing aid center, and attendant site improvements, located at the northwest corner of East Main Street (NYS Route 25) and Prospect Place, Riverhead, New York, site plan dated March 17, 1995, as prepared by Donald G. Feiler, R.A., 600 Old Jule Lane, Mattituck NY 11952, and elevations dated March 17, 1995, as prepared by Donald G. Feiler, R.A., 600 Old Jule Lane, Mattituck NY 11952, be and are hereby approved 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 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's Office and filed with the Riverhead 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 **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;

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 the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;

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 stanchion stating, "**No Parking, Handicap Only**", and the universal symbol affixed thereto. Further, by execution and filing of this document, James McGuire and Margaret McGuire hereby authorizes and consents to the Town of Riverhead to enter premises at the northwest corner of East Main Street (NYS Route 25) and Prospect Place, Riverhead, New York, to enforce said handicapped parking regulations;

9. 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;

10. Pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;

11. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to ph, organic content, and gradation;

12. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;

13. That the roof drainage shall be piped into the parking lot or additional drainage structures shall be provided within the lawn area to accommodate said runoff, and that the drainage system shall be indicated on the revised site plan required by this resolution;

14. That revised drawings shall be provided prior to the issuance of a certificate of occupancy which shall include the following: 10 foot wide planted buffer along north property line; foundation plantings along the ramp facing both East Main Street and Prospect Place; location of trees to be retained on the site; railing spindles to reach the top rail, and half round to be eliminated;

15. That the vinyl siding be 4" clapboard and not a novelty profile, and that the aluminum shall be wrapped to match the current trim profiles; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Donald G. Feiler, R.A., James and Margaret McGuire, the Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1995 made by James McGuire and Margaret McGuire, residing at 51 Sandalwood Lane, Riverhead NY 11901, Declarant.

WITNESSETH:

WHEREAS, Declarants are the owners 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 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 and said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

WHEREAS, Declarants have considered the foregoing and determined that same will be in the best interest of the Declarant and subsequent owners of said parcel.

NOW, THEREFORE, THESE DECLARANTS WITNESSETH:

That Declarants, 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 **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;
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 applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
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 and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed hereto;

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;

9. Pursuant to Section 108-133I of the Code of the Town of Riverhead, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;

10. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to ph, organic content, and gradation;

11. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;

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

James McGuire

Margaret McGuire

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

On the _____ day of _____, 1995 before me personally came James McGuire and Margaret McGuire, to me known and known to be the individual who executed the foregoing instrument; that (s)he is the owner of certain real property located at the northwest corner of East Main Street (NYS Route 25) and Prospect Place, Riverhead, New York, the subject property of this Declaration and Covenant, and understands the content thereof; and that (s)he did swear to me that (s)he executed the same.

NOTARY PUBLIC

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 353

APPROVES SITE PLAN OF TOYS "R" US

COUNCILMAN CREIGHTON offered the following

resolution, which was seconded by **COUNCILWOMAN GILLIAM**

WHEREAS, a site plan and elevations were submitted by Philip Magnuson, R.A., as agent for Toys "R" Us, for facade changes for retail use, and attendant site improvements,, located at 1151 Old Country Road (C.R. 58), Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-108-4-5.2; and

WHEREAS, the Planning Department has reviewed the site plan dated May 5, 1995, as prepared by Nelson & Pope, 572 Walt Whitman Road, Melville NY 11747, landscape plans dated May 4, 1995, as prepared by R. B. Ignatow, R.L.A., 91 Green Street, Huntington NY 11743, and elevations dated May 5, 1995, as prepared by By 3 Group/SBLM Architects, 636 Broadway, New York NY 10012, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board determines that the site plan applied for will be a(n) Unlisted Action without a significant impact upon the environment pursuant to the State Environmental Conservation Law and 6 NYCRR Part 617; and

WHEREAS, a copy of the site plan has been marked and initialled by the Town Board to show changes that are further set forth in this resolution, which site plan shall be on record with the Town Clerk; and

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 95-939 of the Office of the Supervisor of the Town of Riverhead; and

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Philip Magnuson, R.A., as agent for Toys "R" Us, for facade changes for retail use, and attendant site improvements,, located at 1151 Old Country Road (C.R. 58), Riverhead, New York, site plan dated May 5, 1995, as prepared by Nelson & Pope, 572 Walt Whitman Road, Melville NY 11747, and elevations dated May 5, 1995, as prepared by By 3 Group/SBLM Architects, 636 Broadway, New York NY 10012, be and are hereby approved 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 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's Office and filed with the Riverhead 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 Riverhead Town Code shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;

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 the Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, 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, shall be maintained on 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 and that 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, Hamilton Capital Holdings Corp. hereby authorizes and consents to the Town of Riverhead to enter premises at 1151 Old Country Road (C.R. 58), 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-to-year basis;

11. That all utilities shall be constructed underground;

12. Pursuant to Section 108-133I of the Code of the Town of Riverhead, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;

13. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to ph, organic content, and gradation;

14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Philip Magnuson, R.A., as agent for Toys "R" Us, the Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

The Vote

Gillam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowsk	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

**The Resolution is therefore
declared duly adopted**

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1995 made by Hamilton Capital Holdings Corp., residing at 1266 East Main Street, Stamford CT 06902, Declarant.

WITNESSETH:

WHEREAS, Declarant is the owner of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto, as provided by 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 and 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 **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;
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 applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
6. Parking, paving and drainage shall be provided pursuant to specifications contained 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 stanchion stating, "**No Parking, Handicap Only**", and the universal symbol affixed thereto;

9. 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;

10. That all utilities shall be constructed underground;

11. Pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney in this form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;

12. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to ph, organic content, and gradation;

13. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;

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

HAMILTON CAPITAL HOLDINGS CORP.

By:

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

On this _____ day of _____, 1995, before me personally came _____, to me known, and known to me to be one of the members of the firm of _____, described in and who executed the foregoing instrument, and (s)he acknowledged to me that (s)he executed the same as and for the act and deed of said firm.

NOTARY PUBLIC

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

On the _____ day of _____, 1995, before me personally came _____, who, being sworn by me, did depose and say: that (s)he is the _____ of _____; that (s)he knows the seal of the corporation; that the seal affixed to this instrument is said seal; and that it was affixed by order of the Board of Directors of the Corporation.

NOTARY PUBLIC

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 354

AUTHORIZES SUPERVISOR TO EXECUTE CHANGE ORDER
FOR
SEWER PUMP STATION UPGRADE PROJECT

COUNCILWOMAN GILLIAM offered the following resolution
which was seconded by COUNCILMAN CREIGHTON

WHEREAS, on June 7, 1994, the Riverhead Town Board adopted Resolution #404 entitled, "Awards Bid for the Renovation and Improvements to the Existing Pump Stations located at Cranberry Street, Howell Avenue, East Main Street, Elton Street and the DeFriest Station on Route 25"; and

WHEREAS, the bid was awarded to Bensin Contracting, Inc., 652 Uniondale Avenue, Holtsville, NY 11742 in the amount of Two Hundred Fifty Four Thousand Nine Hundred Dollars (\$254,900); and

WHEREAS, additional work was required to complete the upgrade the Elton Avenue pump station.

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor be and is hereby authorized to execute the attached change order; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is authorized to forward a certified copy of this resolution to Bensin Contracting, Inc., Ken Testa and the Office of Accounting.

The Vote

Gillam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

CHANGE ORDER NO. 1
RIVERHEAD PUMP STATION UPGRADE PROJECT

ADDITIONAL WORK PERFORMED BY BENSIN CONTRACTING

<u>Item No.</u>	<u>Description</u>	<u>Add Amount</u>
1.	Re-drill three (3) 1 1/4-inch diameter holes in the Elton Street stilling well.	\$500
2.	Additional work involved in changing pumps and piping in the Elton Street station.	\$5,570
	TOTAL ADD	\$6,070

CONTRACT AMOUNT: \$254,900.00
CHANGE ORDER NO. 1: Add \$6,070.00

REVISED TOTAL: \$260,970.00

BENSIN CONTRACTING:

TOWN OF RIVERHEAD:

(SIGNATURE)

(SIGNATURE)

(TITLE)

(TITLE)

(DATE)

(DATE)

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 355

AUTHORIZES ATTENDANCE OF POLICE OFFICER AT SEMINAR

COUNCILMAN PRUSINOWSKI

offered the following resolution,

which was seconded by **COUNCILMAN STARK** :

WHEREAS, permission was requested by the Chief of Police for an officer of the Riverhead Police Department to attend a seminar to be held at the Kingston Police Department on June 27, 1995.

NOW, THEREFORE, BE IT RESOLVED, that the request for permission for a police officer to attend a seminar at the Kingston Police Department on June 27, 1995, and is hereby approved; and be it further

RESOLVED, that the cost for same shall not exceed \$250.00, which shall be receipted upon the police officer's return; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to the Chief Grattan and the Accounting Department.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 356

AUTHORIZES ATTENDANCE OF DARE OFFICER AT CONFERENCE

COUNCILMAN STARK

offered the following resolution,

which was seconded by COUNCILMAN PRUSINOWSKI:

WHEREAS, Police Chief Grattan requested that the D.A.R.E. Officer of the Riverhead Police Department attend a conference to be held in Houston, Texas, from July 11, 1995, through July 15, 1995.

NOW, THEREFORE, BE IT RESOLVED, that the request for permission for the D.A.R.E. Officer to attend a conference in Houston, Texas, from July 11, 1995 through July 15, 1995, be and is hereby approved; and

BE IT FURTHER RESOLVED, that the cost for same shall not exceed \$1,200.00, which shall be receipted upon the D.A.R.E. Officer's return; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to the Chief Grattan and the Accounting Department.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

**The Resolution is therefore
declared duly adopted**

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 357

APPROVES APPLICATION OF GARSTEN MOTORS, INC. FOR A TENT SALE

COUNCILMAN CREIGHTON

offered the following resolution, which was seconded by

COUNCILWOMAN GILLIAM

WHEREAS, Garsten Motors, Inc. submitted an application for the purpose of conducting a tent sale for new and used cars to be held at the dealership located at 1375 Old Country Road (Rte. 58), Riverhead, New York, on May 17, 1995 through July 10, 1995. The hours of operation will be as follows:

Mondays through Thursdays	9:00 a.m. to 8:00 p.m.
Fridays and Saturdays	9:00 a.m. to 6:00 p.m.

WHEREAS, certificates of insurance have been received naming the Town of Riverhead as Additional Insured; and

WHEREAS, the Town Board of the Town of Riverhead has reviewed all documents regarding said application.

NOW THEREFORE BE IT RESOLVED, that the approval of the application of Garsten Motors, Inc. for the purpose of conducting a tent sale for new and used cars at the dealership located at 1375 Old Country Road (Rte. 58), Riverhead, New York on May 17, 1995 through July 10, 1995 between the hours above referenced, be and is hereby approved; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Garsten Motors, Inc., 1375 Old Country Road, Riverhead, New York, 11901 and the Riverhead Police Department.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 358

APPROVES APPLICATION OF OKEANOS OCEAN RESEARCH FOUNDATION

COUNCILWOMAN GILLIAM offered the following resolution, which was seconded by **COUNCILMAN CREIGHTON**

WHEREAS, the Okeanos Ocean Research Foundation submitted an application for purposes of conducting a fundraiser entitled "Casino Night" to be held on Saturday, June 3, 1995 between the hours of 7:00 p.m. to 12:00 midnight; and

WHEREAS, the Town Board of the Town of Riverhead has reviewed all documents regarding said application.

NOW THEREFORE BE IT RESOLVED, that the application of the Okeanos Ocean Research Foundation for purposes of conducting a fundraiser entitled "Casino Night" be and is hereby approved for the above date and time; and be it further

RESOLVED, that the request to exempt this event from Chapter 46 of the Riverhead Town Code regarding the consumption of alcoholic beverages during said hours is hereby granted; and be it further

RESOLVED, that the application fee of \$100.00 for said event be and is hereby waived; and be it further

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby directed to forward a certified copy of this resolution to the Okeanos Ocean Research Foundation, Main Street, Riverhead, New York; and the Riverhead Police Department.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 359

APPROVES APPLICATION OF LONG ISLAND MARITIME HERITAGE SOCIETY, INC.

COUNCILMAN PRUSINOWSKI offered the following resolution, which was seconded by **COUNCILMAN STARK**:

WHEREAS, the Long Island Maritime Heritage Society, Inc. submitted an application for purposes of conducting a fundraiser event entitled, "A Night of Romance on the Seas" - dockside cocktail party to be held on Saturday, June 10, 1995 between the hours of 6:00 p.m. to 9:30 p.m.; and

WHEREAS, the Town Board of the Town of Riverhead has reviewed all documents regarding said application.

NOW THEREFORE BE IT RESOLVED, that the application of the Long Island Maritime Heritage Society, Inc. for purposes of conducting a fundraiser event entitled, "A Night of Romance on the Seas" - dockside cocktail party be and is hereby approved for the above date and time; and be it further

RESOLVED, that the request to exempt this event from Chapter 46 of the Riverhead Town Code regarding the consumption of alcoholic beverages during said hours is hereby granted; and be it further

RESOLVED, that the Town Clerk of the Town of Riverhead be and is hereby directed to forward a certified copy of this resolution to the Long Island Maritime Heritage Society, Inc., 315 East Main Street, P.O. Box 388, Riverhead, New York; and the Riverhead Police Department.

The Vote

Gillam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

Adopted

May 16, 1995

TOWN OF RIVERHEAD

RESOLUTION # 360

APPOINTS POLICE OFFICER WITH THE TOWN OF RIVERHEAD POLICE DEPARTMENT

COUNCILMAN STARK OFFERED THE FOLLOWING RESOLUTION
WHICH WAS SECONDED BY COUNCILMAN PRUSINOWSKI

WHEREAS, a vacancy within the Town of Riverhead Police Department; and

WHEREAS, the Town interviewed all interested applicants in accordance with the provisions of the Civil Service Law.

NOW, THEREFORE, BE IT RESOLVED, that Christopher James is hereby appointed to the position of Police Officer with the Town of Riverhead Police Department effective May 12, 1995 at the annual salary of \$28,616.39 as set forth in 1992 - 1993 PBA Contract; and

BE IT FURTHER RESOLVED, that the Town Clerk be and hereby is authorized to forward a certified copy of this resolution to Christopher James, Chief Joseph Grattan and the Accounting Department.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

VI 6/95

TOWN OF RIVERHEAD

Resolution # 361

AUTHORIZES DEPUTY SUPERVISOR TO EXECUTE AGREEMENT ON BEHALF OF RIVERHEAD TOWN VOLUNTEER AMBULANCE CORPS

COUNCILMAN CREIGHTON offered the following resolution,

which was seconded by COUNCILWOMAN GILLIAM:

RESOLVED, that the Deputy Supervisor be and is hereby authorized to execute an agreement with G&F Marketing Systems, Inc., on behalf of the Riverhead Town Volunteer Ambulance Corps for the mailing of material for its annual fund drive; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward certified copies of this resolution to G&F Marketing Systems, Inc., 15 Shorehaven Blvd., Lake Ronkonkoma, New York, 11779; the Riverhead Town Volunteer Ambulance Corps; and the Accounting Department.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusnowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

Adopted

May 16, 1995

TOWN OF RIVERHEAD

RESOLUTION # 362

**APPOINTS ADDITIONAL MEMBERSHIP TO
THE RIVERHEAD HAMLET STUDY TASK FORCE**

COUNCILWOMAN GILLIAM OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY **COUNCILMAN CREIGHTON**

WHEREAS, THIS TOWN BOARD BY RESOLUTION #130, DATED FEBRUARY 21, 1995 APPOINTED MEMBERS TO SERVE ON THE RIVERHEAD HAMLET STUDY TASK FORCE; AND

WHEREAS, THIS TOWN BOARD WISHES TO APPOINT ADDITIONAL MEMBERES TO SAID TASK FORCE;

NOW THEREFORE, BE IT RESOLVED THAT THE FOLLOWING INDIVIDUALS ARE HEREBY NAMED AS ADDITIONAL MEMBERS OF THE RIVERHEAD HAMLET STUDY TASK FORCE:

DEAN TERCHUNIAN

BE IT FURTHER RESOLVED THAT THE TOWN CLERK FORWARD A CERTIFIED COPY OF THIS RESOLUTION TO THE ABOVE NAMED INDIVIDUALS AND TO RICHARD HANLEY, PLANNING DIRECTOR.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowsk	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

**The Resolution is therefore
declared duly adopted**

8/16/95

Adopted

TOWN OF RIVERHEAD

Resolution # 363

APPOINTS SUMMER EXTERN/INTERN TO THE TOWN ATTORNEYS' OFFICE

COUNCILMAN PRUSINOWSKI

offered the following resolution, which was seconded by

COUNCILMAN STARK

WHEREAS, it is beneficial to the Town to hire externs/interns to work cooperatively with individual departments; and

WHEREAS, it is the desire of the Town Attorney's Office to have inters/externs appointed to work during the summer months to complete various annual projects.

NOW THEREFORE BE IT RESOLVED, Sue A. Rosenstock be and hereby is appointed to serve at the pleasure of the Town Board without compensation effective June 1, 1995 through August 1, 1995; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Sue A. Rosenstock, 56 Howell Lane, Riverhead, New York, 11901, the Town Attorney's Office and the Accounting Department.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

Adopted

16/95

TOWN OF RIVERHEAD

Resolution # 364

AUTHORIZES THE DEPUTY SUPERVISOR TO EXECUTE ANALYSIS AND COST ESTIMATE FOR THE RESTORATION SERVICE OF THE BENJAMIN/CORWIN HOUSES

COUNCILMAN STARK

offered the following resolution, which was

seconded by **COUNCILMAN PRUSINOWSKI**

WHEREAS, the Town of Riverhead has expressed an interest in purchasing and restoring the Benjamin/Corwin houses; and

WHEREAS, the Town Board had requested that a report be obtained that would provide an accurate detailed cost estimate for restoration of the buildings and would be the master plan for any future restoration project; and

WHEREAS, Gary Jacquemin Architect has submitted a proposal for architectural services for this purpose.

NOW THEREFORE BE IT RESOLVED, that the Deputy Supervisor be and is hereby authorized to execute said proposal for architectural services concerning the Benjamin/Corwin houses; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Gary Jacquemin, 21 East 2nd Street, Riverhead, New York, 11901; the Deputy Supervisor; the Town Attorney's Office; Jack Hansen and Ken Testa.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

Adopted

6/16/95

TOWN OF RIVERHEAD

Resolution # 365

APPROVES APPLICATION OF TANGER FACTORY OUTLET CENTERS, INC.

COUNCILMAN CREIGHTON

offered the following

resolution, which was seconded by **COUNCILWOMAN GILLIAM**:

WHEREAS, Tanger Factory Outlet Centers, Inc. submitted an application for the purpose of erecting a tent for ribbon cutting ceremony to be held at Tanger Factory Outlet Center, Tanger Drive, Riverhead, New York, on June 3, 1995 between 9:00 a.m. and 5:00 p.m.; and

WHEREAS, a certificate of insurance pursuant to Section 90-13 of the **Code of the Town of Riverhead** has been received naming the Town of Riverhead as Additional Insured; and

WHEREAS, the Town Board of the Town of Riverhead has reviewed all documents regarding said application.

NOW, THEREFORE, BE IT RESOLVED, that the application of Tanger Factory Outlet Centers, Inc. for the purpose of erecting a tent for ribbon cutting ceremony at Tanger Factory Outlet Center, Tanger Drive, Riverhead, New York, on June 3, 1995 between 9:00 a.m. and 5:00 p.m. be and is hereby approved; and

WHEREAS, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Tanger Factory Outlet Centers, Inc. and the Riverhead Police Department.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

Adopted

May 16, 1995

TOWN OF RIVERHEAD

Resolution # 366

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A HELP WANTED AD FOR
DETENTION ATTENDANTS

COUNCILWOMAN GILLIAM OFFERED THE FOLLOWING RESOLUTION
WHICH WAS SECONDED BY COUNCILMAN CREIGHTON

RESOLVED, that the Town Clerk be and hereby is authorized to publish and post the following Help Wanted Ad:

HELP WANTED

PLEASE TAKE NOTICE THAT THE TOWN OF RIVERHEAD IS SEEKING QUALIFIED INDIVIDUALS TO SERVE IN THE POSITION OF DETENTION ATTENDANT IN THE POLICE DEPARTMENT. INTERESTED INDIVIDUALS MUST SUBMIT AN APPLICATION TO THE ACCOUNTING DEPARTMENT, 200 HOWELL AVENUE, RIVERHEAD, NEW YORK, 11901 BETWEEN THE HOURS OF 8:30 A.M. AND 4:30 P.M. MONDAY THROUGH FRIDAY. NO APPLICATIONS FOR THIS POSITION WILL BE ACCEPTED AFTER JUNE 9, 1995. THE TOWN OF RIVERHEAD DOES NOT DISCRIMINATE ON THE BASIS OF AGE, RACE, COLOR, NATIONAL ORIGIN, SEX OR HANDICAPPED STATUS IN THE EMPLOYMENT OR PROVISION OF SERVICES.

BY ORDER OF:
THE RIVERHEAD TOWN BOARD
BARBARA GRATTAN, TOWN CLERK

The Vote		
Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Tabled

5/16/95

TOWN OF RIVERHEAD

Resolution # - 367

AUTHORIZES TOWN CLERK TO PUBLIC NOTICE OF PUBLIC HEARING
REGARDING CHAPTER 108 AMENDMENT

COUNCILMAN PRUSINOWSKI

offered the following

resolution, which was seconded by **COUNCILMAN STARK** :

WHEREAS, the Riverhead Town Board is in receipt of a petition from Peter S. Danowski on behalf of Helen Dris/Great Peconic Bay Yacht Basin, Inc. to provide for the Business A Planning Use District on real property located on the west side of Washington Avenue, South Jamesport, New York; such real property are particularly described as SCTM No. 92-2-2.1 and 92-3-15, and

WHEREAS, the Town Board has referred the petition to the Riverhead Planning Board for its report and recommendation; such Planning Board recommending the zoning amendment with conditions, and

WHEREAS, this Town Board did hold a public hearing upon the subject petition, and

WHEREAS, the Jamesport Hamlet Study Task Force has provided both the Town Board and the Planning Board with its recommendation upon the change of zone, and

WHEREAS, the Town Board has considered the merits of the change of zone petition, the SEQRA record created to date, the report of the Planning Department, the report of the Planning Board, the record of the relevant public hearing, as well as all other planning, zoning and environmental information, now

THEREFORE, BE IT

RESOLVED, that in the matter of the change of zone petition of Helen Dris, the Town Board finds that the proposed zoning amendment is appropriate predicated upon the recommendations of the Riverhead Planning Board, and

BE IT FURTHER

RESOLVED, that prior to the declaration of the action pursuant to Article 8 of the New York State Environmental Conservation Law and the decision upon the subject action, the Town Board desires to amend Article VII of the Riverhead Zoning Ordinance, and

BE IT FURTHER

RESOLVED, that the Town Board authorizes the Town Clerk to publish the attached notice of public hearing in the official newspaper of the Town of Riverhead.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

**The Resolution is therefore
declared duly adopted**

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 6th day of June, 1983 at 7:25 p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider amending Chapter 108 "Zoning", Article VII. Business A District (Resort Business) of the Riverhead Town Code as follows:

18-17. **Uses.**

A. Permitted uses.

- (1) Beach Club and yacht club.
- (2) Dwellings, one- and two-family.
- (3) ~~Hotel, motel, boatel.~~
- (4) ~~Marine, resort; marine, general.~~
- (5) (3) Offices or meeting rooms of philanthropic, fraternal, social, educational or membership organizations.
- (6) (4) Park, playground.
- (7) ~~Restaurant, except that a drive-in restaurant shall be permitted only by special permit of the Town Board.~~
- (8) (5) Retail store or shop.
- (9) (6) Shop for custom work and for making articles to be sold at retail on the premises.

B. Special permit uses.

- (1) Multiple-family dwellings, apartment houses, garden apartments and condominiums, by special permit of the Town Board.
- (2) Tavern, by special permit of the Town Board.
- (3) Any other recreational use, by special permit of the Town Board.
- (4) ~~Gasoline service stations, by special permit of the Town Board.~~
- (5) (4) Day-care center or nursery school, by special permit of the Town Board.
- (6) (5) Bed-and-breakfast, by special permit of the Town Board.
- (6) Hotel, motel, boatel.
- (7) Marine, resort; marine, general.

(8) Restaurant.

8.31 Residential use.

Any single family residential use in the Business A District shall conform to all requirements for a residential use in the agricultural use district.

held: Riverhead, New York
May 16, 1995

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

Underscore represents addition(s)
Overstruck represents deletion(s)

Adopted

16, 1995

TOWN OF RIVERHEAD

Resolution # 368

ROANOKE LANDING CAPITAL PROJECT

BUDGET ADOPTION

COUNCILMAN STARK

OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN PRUSINOWSKI

IT IS RESOLVED, THAT THE SUPERVISOR BE AND HEREBY IS, AUTHORIZED TO ESTABLISH THE FOLLOWING BUDGET ADOPTION:

		FROM:	
5031.481900.40023	TRANSFER FROM SPECIAL TRUST	\$23,000	
			TO:
800.523000.40023	CONSTRUCTION		\$23,000

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

1995

TOWN OF RIVERHEAD

Resolution # 369

PLANT 8 SITE IMPROVEMENT CAPITAL PROJECT BUDGET ADJUSTMENT

COUNCILMAN CREIGHTON OFFERED THE FOLLOWING RESOLUTION WHICH

WAS RECORDED BY COUNCILWOMAN GILLIAM.

RESOLVED, THAT THE SUPERVISOR BE AND HEREBY IS, AUTHORIZED TO
EFFECT THE FOLLOWING BUDGET TRANSFER:

		FROM:
10.482220.30007	TRANSFER FROM REPAIR & MAINT.	\$22,000
		TO:
100.523011.30007	CONSTRUCTION	\$20,000
100.543501.30007	ENGINEERING	\$ 2,000

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 370
ADOPTED: _____

AUTHORIZATION TO PUBLISH BID

COUNCILWOMAN GILLIAM

OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY _____

COUNCILMAN CREIGHTON

THE IT RESOLVED, THAT THE TOWN BOARD HEREBY AUTHORIZES THE TOWN CLERK TO ADVERTISE FOR SEALED BIDS FOR JANITORIAL SUPPLIES FOR USE BY THE TOWN OF RIVERHEAD.

THE IT RESOLVED, THAT THE TOWN CLERK BE, AND HEREBY IS, AUTHORIZED TO FORWARD A COPY OF THIS RESOLUTION TO ALL DEPARTMENTS.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

**The Resolution is therefore
declared duly adopted**

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of JANITORIAL SUPPLIES for use by the TOWN OF RIVERHEAD 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 May 30, 1995.

Bid packets, including Specifications, 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 of paper, bearing the designation "EXCEPTIONS TO THE SPECIFICATIONS" and be attached to the bid form.

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

All bids are to be submitted in a sealed envelope bearing the designation BIDS FOR JANITORIAL SUPPLIES.

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

Barbara Grattan, Town Clerk

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 371

APPROVES SITE PLAN OF CROSS READY MIX, INC.

COUNCILMAN PRUSINOWSKI offered the following

resolution, which was seconded by **COUNCILMAN STARK**:

WHEREAS, a site plan and elevations were submitted by Peter S. Danowski, Jr., Esq., as agent for Cross Ready Mix, Inc., for the construction of a modular control building in conjunction with the installation of equipment, located at the east side of Kroemer Avenue, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-119-1-39, and

WHEREAS, the Planning Department has reviewed the site plan dated last December 6, 1994, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead NY 11901, and elevations dated November 25, 1994, as prepared by Martin F. Sendlewski, AIA, 43 Southfield Road, Calverton NY 11933, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board determines that the site plan applied for will be a(n) Unlisted Action without a significant impact upon the environment pursuant to the State Environmental Conservation Law and 6 NYCRR Part 617; and

WHEREAS, a copy of the site plan has been marked and initialled by the Town Board to show changes that are further set forth in this resolution, which site plan shall be on record with the Town Clerk; and

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 951004 of the Office of the Supervisor of the Town of Riverhead; and

WHEREAS, this Town Board has reviewed the site plan and elevations aforementioned.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Peter S. Danowski, Jr., Esq., as agent for Cross Ready Mix, Inc., for the construction of a modular control building in conjunction with the installation of equipment, located at the east side of Kroemer Avenue, Riverhead, New York, site plan dated last December 6, 1994, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead NY 11901, and elevations dated November 25, 1994, as prepared by Martin F. Sendlewski, AIA, 43 Southfield Road, Calverton NY 11933, be and are hereby approved 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 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's Office and filed with the Riverhead 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 Riverhead Town Code shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;

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 the Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;

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 and that 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, Mary Ann Cervoni hereby authorizes and consents to the Town of Riverhead to enter premises at the east side of Kroemer Avenue, 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;

9. Pursuant to Section 108-133I of the Code of the Town of Riverhead, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;

10. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to ph, organic content, and gradation;

11. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;

12. That this approval is specific and limited to the modular control building, and that any other improvements indicated on the site plan approved herein shall be subject to future review and approval; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr., Esq., as agent for Cross Ready Mix, Inc., the Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1995 made by Mary Ann Cervoni, residing at 55 Rose Street, Smithtown NY 11787, Marcia Ross, residing at 9 Montgomery Place, Jericho NY, Janice Comelio, residing at 16 Whitewood Court, Huntington NY, and Gerard Miller, residing at 130 Sunset Drive, Sayville NY, Declarants.

WITNESSETH:

WHEREAS, Declarants are the owners 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 Declarants; 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 and said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

WHEREAS, Declarants have considered the foregoing and determined that same will be in the best interest of the Declarants and subsequent owners of said parcel.

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

That Declarants, for the purpose of carrying out the intentions above expressed, do hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land, and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors and assigns; to wit:

1. That the provisions of the **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 **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;

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 applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;

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

6. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected

on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto;

7. 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;

8. Pursuant to Section 108-133I of the Code of the Town of Riverhead, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;

9. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to ph, organic content, and gradation;

10. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;

Declarants have hereunto set his (her) hand and seal the day and year above first written.

Mary Ann Cervoni

Marcia Ross

Janice Comelio

Gerard Miller

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

On the _____ day of _____, 1995 before me personally came _____, to me known and known to be the individual who executed the foregoing instrument; that (s)he is the owner of certain real property located at the east side of Kroemer Avenue, Riverhead, New York, the subject property of this Declaration and Covenant, and understands the content thereof; and that (s)he did swear to me that (s)he executed the same.

NOTARY PUBLIC

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

**The Resolution is therefore
declared duly adopted**

Adopted

TOWN OF RIVERHEAD

Resolution # 372

1995 PARK IMPROVEMENT.

BUDGET ADJUSTMENT

COUNCILMAN STARK _____ OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN PRUSINOWSKI.

IT IS RESOLVED, THAT THE SUPERVISOR BE AND HEREBY IS, AUTHORIZED TO ESTABLISH THE FOLLOWING BUDGET ADOPTION:

1100.523020.70036	STOTSKY PARK FENCE IMPROVEMENT	3,100
1100.523007.70036	STOTSKY PARK PKG.FIELD IMPROVEMENT	\$3,100

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

RESOLUTION # 373
 COUNCILMAN PRUSINOWSKI

ABSTRACT #19-95 MAY 4, 1995 (TRM 5/16/95)

offered the following resolution, which was seconded by

COUNCILMAN STARK

RESOLVED, that the SUPERVISOR be and is hereby authorized to pay the following:

ACCOUNTS	TOTALS
GENERAL TOWN 001	\$290,957.41
PARKING METER 002	\$0.00
AMBULANCE FUND 003	\$180.00
POLICE ATHLETIC LEAGUE 004	\$0.00
TEEN CENTER 005	\$0.00
RECREATION PROGRAM 006	\$192.00
SENIOR NUTRITION SITE COUNCIL 007	\$0.00
D.A.R.E. PROGRAM FUND 008	\$0.00
CHILD CARE BUILDING FUND 009	\$15.75
HIGHWAY 111	\$35,605.96
WATER 112	\$113,494.71
REPAIR & MAINTENANCE 113	\$0.00
SEWER 114	\$21,275.51
REFUSE & GARBAGE COLLECTION 115	\$111,729.86
STREET LIGHTING 116	\$45,080.51
PUBLIC PARKING 117	\$179.30
BUSINESS IMPROVEMENTS DISTRICT 118	\$3,100.00
T.O.R. URBAN DEV CORP TRUST A/ 119	\$0.00
WORKER'S COMPENSATION FUND 173	\$0.00
HOSPITALIZATION SELF INSURANCE 174	\$0.00
RISK RETENTION FUND 175	\$4,293.37
UNEMPLOYMENT INSURANCE FUND 176	\$0.00
HAIN STREET REHAB PROGRAM 177	\$0.00
REVOLVING LOAN PROGRAM 178	\$0.00
RESIDENTIAL REHAB 179	\$265.00
DISCRETIONARY/SMALL CITIES 180	\$0.00
COBG CONSORTIUM ACCOUNT 181	\$0.00
URBAN DEVEL CORP WORKING 182	\$0.00
RESTORE 184	\$0.00
PUBLIC PARKING DEBT 381	\$0.00
SEWER DISTRICT DEBT 382	\$0.00
WATER DEBT 383	\$0.00
GENERAL FUND DEBT SERVICE 384	\$68,435.22
SCAVANGER WASTE DISTRICT DEBT 385	\$0.00
TOWN HALL CAPITAL PROJECTS 406	\$181,698.56
EIGHT HUNDRED SERIES 408	\$0.00
WATER IMPROVEMENT CAP. PROJECT 409	\$0.00
NUTRITION CAPITAL IMPROVEMENTS 441	\$0.00
CHIPS 451	\$0.00
YOUTH SERVICES 452	\$66.64
SENIORS HELPING SENIORS 453	\$0.00
ELSEP 454	\$0.00
SCAVANGER WASTE CAP PROJECT 470	\$0.00
MUNICIPAL FUEL FUND 625	\$0.00
MUNICIPAL GARAGE 626	\$616.18
TRUST & AGENCY 735	\$1,343.04
SPECIAL TRUST 736	\$17,000.00
JOINT SCAVENGER WASTE 919	\$14,773.08
PAYROLL CLEARING ACCOUNT 998	\$0.00
CENTRAL CLEARING ACCOUNT 999	\$0.00
GRAND TOTAL	\$910,302.10

The Vote

	Yes	No	Yes	No	Yes	No
Gilliam	✓	—	✓	—	✓	—
Creighton	✓	—	✓	—	✓	—
Stark	✓	—	✓	—	✓	—
Prusinowski	✓	—	✓	—	✓	—

**The Resolution is therefore
 declared duly adopted**

Adopted

RESOLUTION # 373 ABSTRACT #20-95 MAY 11, 1995 (TRM 5/16/95)

COUNCILMAN PRUSINOWSKI offered the following resolution, which was seconded by COUNCILMAN STARK

RESOLVED, that the SUPERVISOR be and is hereby authorized to pay the following:

ACCOUNTS	TOTALS
GENERAL TOWN 001	\$353,758.15
PARKING METER 002	\$0.00
AMBULANCE FUND 003	\$0.00
POLICE ATHLETIC LEAGUE 004	\$0.00
TEEN CENTER 005	\$1,038.86
RECREATION PROGRAM 006	\$8,676.21
SENIOR NUTRITION SITE COUNCIL 007	\$0.00
D.A.R.E. PROGRAM FUND 008	\$0.00
CHILD CARE BUILDING FUND 009	\$0.00
HIGHWAY 111	\$41,295.32
WATER 112	\$28,262.07
REPAIR & MAINTENANCE 113	\$0.00
SEWER 114	\$11,054.12
REFUSE & GARBAGE COLLECTION 115	\$112,067.22
STREET LIGHTING 116	\$3,718.21
PUBLIC PARKING 117	\$2,087.66
BUSINESS IMPROVEMENTS DISTRICT 118	\$0.00
T.O.R. URBAN DEV CORP TRUST A/ 119	\$0.00
WORKER'S COMPENSATION FUND 173	\$0.00
HOSPITALIZATION SELF INSURANCE 174	\$0.00
RISK RETENTION FUND 175	\$0.00
UNEMPLOYMENT INSURANCE FUND 176	\$0.00
MAIN STREET REHAB PROGRAM 177	\$0.00
REVOLVING LOAN PROGRAM 178	\$2,506.21
RESIDENTIAL REHAB 179	\$800.00
DISCRETIONARY/SMALL CITIES 180	\$0.00
CDRG CONSORTIUM ACCOUNT 181	\$998.41
URBAN DEVEL CORP WORKING 182	\$0.00
RESTORE 184	\$0.00
PUBLIC PARKING DEBT 381	\$0.00
SEWER DISTRICT DEBT 382	\$0.00
WATER DEBT 383	\$0.00
GENERAL FUND DEBT SERVICE 384	\$0.00
SCAVANGER WASTE DISTRICT DEBT 385	\$0.00
COMM DEVEL AGENCY CAP PROJECT 405	\$6,394.00
TOWN HALL CAPITAL PROJECTS 406	\$11,064.62
EIGHT HUNDRED SERIES 408	\$0.00
WATER IMPROVEMENT CAP. PROJECT 409	\$0.00
NUTRITION CAPITAL IMPROVEMENTS 441	\$0.00
CHIPS 451	\$0.00
YOUTH SERVICES 452	\$1,456.62
SENIORS HELPING SENIORS 453	\$1,909.01
EISEP 454	\$1,168.44
SCAVANGER WASTE CAP PROJECT 470	\$0.00
MUNICIPAL FUEL FUND 625	\$103.81
MUNICIPAL GARAGE 626	\$9,301.55
TRUST & AGENCY 735	\$807,441.46
SPECIAL TRUST 736	\$0.00
JOINT SCAVANGER WASTE 918	\$0,787.37
PAVROLL CLEARING ACCOUNT 998	\$0.00
CENTRAL CLEARING ACCOUNT 999	\$0.00
*****GRAND TOTAL*****	\$1,414,891.32

The Vote

	Yes	No
Gilliam	✓	
Creighton	✓	
Stark	✓	
Prusinowski	✓	

The Resolution is therefore
declared duly adopted

1/16/95

TOWN OF RIVERHEAD

Resolution # 374

AUTHORIZES THE NAMING OF A PRIVATE ROAD IN RIVERHEAD TO "TARA LANE"

COUNCILMAN PRUSINOWSKI offered the following resolution, which was seconded by **COUNCILMAN STARK**:

WHEREAS, the Town Board has received the attached petition from the owner who lives along this private road currently entitled, "Terry Lane", (located west of Kinney/Apple Chevrolet; across the street from McRoss Insurance and the Soft Ice Cream store; and behind John's Farmstand) Riverhead, New York which requested that this road be renamed "Tara Lane"; and

WHEREAS, the Highway Department Superintendent has received the request and accepts the renaming of Terry Lane to "Tara Lane".

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby adopts the renaming of Terry Lane (located west of Kinney/Apple Chevrolet; across the street from McRoss Insurance and the Soft Ice Cream store; and behind John's Farmstand) Riverhead, New York to "Tara Lane"; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to the United States Post Office, Riverhead Annex, 2nd Street, Riverhead, New York, (1901); Police Department; Riverhead Fire Department, East 2nd Street, Riverhead, New York (1901); the Highway Department; Planning Department; the Tax Receiver's Office and the Assessor's Office.

The Vote

Gilliam	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore declared duly adopted

Adopted

MAY 16, 1995

TOWN OF RIVERHEAD

RESOLUTION # 375

ADJUSTS SALARY OF DEPUTY SUPERVISOR

COUNCILMAN PRUSINOWSKI OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILMAN CREIGHTON.

WHEREAS, Joseph F. Janoski retired as Town Supervisor effective, January 15, 1995; and

WHEREAS, James R. Stark has assumed the increased duties of the Town Supervisor in his capacity as Deputy Town Supervisor; and

WHEREAS, The Town wishes to compensate the Deputy Town Supervisor in his expanded roll of acting Town Supervisor,

NOW, THEREFORE BE IT RESOLVED, the Deputy Supervisor, James R. Stark be compensated for the position of Deputy Supervisor at an annual rate of \$43,001.00 effective January 16, 1995; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a Certified Copy of this Resolution to James R. Stark, and the Accounting Department.

The Vote

Gilliam	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

The Resolution is therefore
declared duly adopted

Adopted

5/16/95

TOWN OF RIVERHEAD

Resolution # 273

APPROVES LETTERS OF CREDIT, RE: SOUNDBREEZE SUBDIVISION, SECTION I

~~COUNCILMAN PRUSINOWSKI~~ offered the following resolution, which was
seconded by ~~COUNCILMAN GREIGHTON~~

WHEREAS, the Riverhead Planning Board has granted final plat approval for the realty subdivision known as Soundbreeze, Wading River, New York, by resolution dated August 8, 1994, and January 19, 1995; and

WHEREAS, it is necessary that the owner of the subdivision post financial security for improvements to the subdivision as more particularly set forth in the resolution of the Planning Board; and

WHEREAS, the owner has submitted Irrevocable Letters of Credit running in favor of the Town of Riverhead as set forth herein.

NOW THEREFORE BE IT RESOLVED, that subject to the conditions set forth herein, the following Irrevocable Letters of Credit be and hereby are accepted as financial security for the conditions and requirements set forth in the Planning Board resolutions covering Section I of the realty subdivision known as Soundbreeze,; and be it further

RESOLVED, that Suffolk County National Bank Irrevocable Letter of Credit No. 18A in the sum of \$44,000 covering the payment of recreation fees in the amount of \$2,000 per lot in Section I of the Soundbreeze subdivision be and is hereby accepted, subject to the following condition: That so long as such Letter of Credit is automatically renewed pursuant to its terms, such fees shall be owed and payable upon the earlier of either the application for a Certificate of Occupancy or two years from the date of the filing of Section I, or if the 45 day notice called for in the Letter of Credit for non-renewal is given, such fee in the total amount of \$44,000 shall be due and payable immediately upon receipt of such notice by the Town; and be it further

RESOLVED, that Suffolk County National Bank Irrevocable Letter of Credit No. 18B in the sum of \$55,000 covering the payment of Water District Key Money pursuant to Town Board resolution in the amount of \$2,500 per lot in Section I of the Soundbreeze subdivision be and is hereby accepted, subject to the following condition: That so long as such Letter of Credit is automatically renewed pursuant to its terms, such fees shall be owed and payable upon the earlier of either the application for a Certificate of Occupancy or two years from the date of the filing of Section I, or if the 45 day notice called for in the Letter of Credit for non-renewal is given, such fee in the total amount of \$55,000 shall be due and payable immediately upon receipt of such notice by the Town; and be it further

RESOLVED, that Suffolk County National Bank Irrevocable Letter of Credit No. 18C in the sum of \$334,000 covering the payment of road and drainage improvements

passed by Planning Board resolution 8/8/94 in Section I of the Soundbreeze subdivision be and hereby accepted, subject to the following condition: That such improvements shall be completed and accepted by the Highway Superintendent no later than 9 months from the date of this resolution unless a Letter of Credit renewing this Letter of Credit is posted and accepted by the Town in which event that all of the improvements are not completed and accepted by the Highway Superintendent within 9 months from the date of this resolution, then Letter of Credit 150418C shall be immediately drafted in a sum sufficient to cause the completion of such improvements,; and be it further

RESOLVED, that Suffolk County National Bank Irrevocable Letter of Credit No. 150418C in the sum of \$132,976.90 covering the payment of the installation of lateral water mains within Sections I, II and III of the map of Soundbreeze, which sum is in addition to the amount of \$35,600 which has previously been posted by the owner on April 12, 1995, which in combination with the above referenced Letter of Credit covers improvements totalling \$168,576.90, is hereby accepted subject to the following condition: That in the event that the owner has not paid the total project cost of \$168,576.90 within 9 months from the date of this resolution, then the balance representing the difference between amounts deposited by the owner in said sum of \$168,576.90 shall be drafted immediately; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Allen M. Smith, Esq.; Pierre Lundberg, Esq.; Gary Pendzick; Suffolk County National Bank; Riverhead Building Department; Riverhead Planning Department; Riverhead Highway Department and Kenneth Testa.

The Vote

Gilliam	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Creighton	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Stark	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Prusinowski	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

**The Resolution is therefore
declared duly adopted**

(PLEASE BACK OF SHEET)