



**TOWN BOARD MEETING  
AGENDA**

**December 21, 2004**

**→ PHILIP CARDINALE, Supervisor**

**Edward Densieski, Councilman  
George Bartunek, Councilman**

**Barbara Blass, Councilwoman  
Rose Sanders, Councilwoman**

**Barbara Grattan, Town Clerk  
Dawn Thomas, Town Attorney**

**ELECTED OFFICIALS**

**Laverne Tennenberg  
Madelyn Sendlewski  
Paul Leszczynski  
Mark Kwasna  
Maryann Wowak Heilbrunn  
Richard Ehlers  
Allen M. Smith**

**Chairwoman-Board of Assessors  
Board of Assessors  
Board of Assessors  
Highway Department  
Receiver of Taxes  
Town Justice  
Town Justice**

**DEPARTMENT HEADS**

**John J. Hansen  
Leroy E. Barnes, Jr.  
Andrea Lohneiss  
Ken Testa  
Richard Hanley  
Chief David Hegermiller  
James Janecek  
Judy Doll  
John Reeve  
Michael Reichel  
Gary Pendzick**

**Accounting Department  
Building Department  
Community Development  
Engineering Department  
Planning Department  
Police Department  
Recreation Department  
Senior Services  
Sanitation Department  
Sewer District  
Water District**

**PUBLIC COMMENT ON ANY RESOLUTIONS LISTED BELOW:**  
**COMMUNITY DEVELOPMENT AGENCY MEETING:**

**#20** Authorizes the Chairman to Execute an Agreement with Pike Realty Company, LLC for the Sale of Suffolk Theater

**REGULAR TOWN BOARD MEETING:**

- #1145 General Fund Budget Adjustment
- #1146 780 Old Country Road Chapter 54 Capital Project Budget Adoption
- #1147 Authorized the Town of Riverhead to Secure Unsafe Structure Pursuant to Chapter 54 of the Riverhead Town Code (Exxon Mobile Corp., 780 Old Country Road, Riverhead)
- #1148 General Fund Debt Service Budget Adjustment
- #1149 Business Improvement District Budget Adjustment
- #1150 Calverton Park- CDA Budget Adjustment
- #1151 Child Care Center Bldg. Fund Budget Adjustment
- #1152 EPCAL Water Ext. Project Budget Adjustment
- #1153 Municipal Garage Budget Adjustment
- #1154 Nutrition Site Council Fund Budget Adjustment
- #1155 Police/Court Complex Generator Project Budget Adjustment
- #1156 Public Parking District Budget Adjustment
- #1157 Pulaski Street Water Tank Repainting Cap. Project Budget Adjustment
- #1158 Reeves Avenue Golf Resort Water Ext. Budget Adjustment
- #1159 Refuse & Garbage Collection District Budget Adjustment

- #1160 Risk Retention Fund Budget Adjustment
- #1161 Riverhead Scavenger Waste District Budget Adjustment
- #1162 Sewer Debt Service Budget Adjustment
- #1163 Riverhead Sewer District Budget Adjustment
- #1164 Street Lighting District Budget Adjustment
- #1165 Sunken Pond Estates Phase III Budget Adjustment
- #1166 Town Board Special Project Fund Budget Adjustment
- #1167 Water District Debt Service Budget Adjustment
- #1168 Water District Budget Adjustment
- #1169 Y2K Iron Pier Beach Improvement Capital Project Budget Adjustment
- #1170 Workers Comp Fund Budget Adjustment
- #1171 Resolution and Consent Approving the Dedication of Highways Known as May Drive and Recharge Basin (North Side Estates)
- #1172 Sets Salaries for Summer Personnel for 2005 for the Recreation Department
- #1173 Resolution and Consent Approving the Dedication of Highways Known as North Woods Drive, Cambridge Court, Dover Court and (2) Recharge Basins (The Village at Wading River)
- #1174 Downtown Restroom Project Budget Adjustment
- #1175 Approves Site Plan of Kent Animal Shelter
- #1176 Approves Site Plan of Soundview Associates- Giorgio's at Fox Hill
- #1177 Approves Site Plan of Unicorp National Development Inc. Walgreens- Riverhead

- #1178 Accepts Cash Security of Lincoln Street Development Co. Inc.
- #1179 Abolishes Position of Parking Meter Officer
- #1180 Sets the Fees for Beach Stickers for the Recreation Dept.
- #1181 Approves Stipulation of Settlement
- #1182 Approves Request for Military Leave of Absence
- #1183 Supports Legislative Action to Require the State of New York to Pay Taxes on all Land it owns in Suffolk County
- #1184 Adopts a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (Riverfront Corridor Zoning Use District)
- #1185 Adopts a Local Law to Amend the Zoning Use District Map of the Town of Riverhead (Riverfront Corridor Zoning Use District)
- #1186 Adopts a Local Law to Amend the Zoning Use District Schedule of the Town of Riverhead (Riverfront Corridor Zoning Use District)
- #1187 Pays Bills

12/21/04

TOWN OF RIVERHEAD  
COMMUNITY DEVELOPMENT AGENCY

Tabled

Resolution # 20

**AUTHORIZES THE CHAIRMAN TO EXECUTE AN AGREEMENT WITH PIKE REALTY COMPANY, LLC FOR THE SALE OF SUFFOLK THEATRE**

COUNCILMAN BARTUNEK offered the following resolution, was seconded by COUNCILWOMAN SANDERS:

**WHEREAS**, the Town of Riverhead acquired the Suffolk Theatre in January, 1994 for the purpose of restoring and reusing it as a performing arts center consistent with the goals and objectives of the East Main Street Urban Renewal Plan adopted October 19, 1993; and

**WHEREAS**, an offer has been made by Pike Realty Company, LLC to acquire, restore and redevelop the theatre as a performing arts center; and

**WHEREAS**, the Town of Riverhead proposes to dispose of the theatre pursuant to Articles 15 and 15A of the General Municipal Law (Urban Renewal Law); **NOW, THEREFORE**,

**BE IT RESOLVED**, that the Community Development Agency hereby authorizes the Chairman to execute an Agreement of Sale, substantially in the form attached hereto, with Pike Realty Company, LLC, subject to the Purchaser being designated a qualified and eligible sponsor as required by Urban Renewal Law; and be it further

**RESOLVED**, that the Town Clerk is hereby directed to forward a certified copy of this resolution to Pike Realty Company, LLC, c/o Castle Restoration & Construction Inc., 53-22 Thirty-Fifth Street, Long Island City, NY 11101 the Town Attorney, and the CDA Director.

THE VOTE  
Bartunek  yes \_\_\_ no Sanders  yes \_\_\_ no  
Blass  yes \_\_\_ no Densieski  yes \_\_\_ no  
Cardinale  yes \_\_\_ no  
THE RESOLUTION  WAS \_\_\_ WAS NOT  
THEREFORE DULY ADOPTED

Tabled

DECEMBER 21, 2004

# Adopted

## TOWN OF RIVERHEAD

### GENERAL FUND

### BUDGET ADJUSTMENT

RESOLUTION # 1145

COUNCILMAN DENSIJECKI

offered the following resolution,

which was seconded by \_\_\_\_\_

COUNCILWOMAN BLASS

**BE IT RESOLVED**, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
001.000000.390599 APPROPRIATED FUND BALANCE	\$25,000	
001.010100.543301 TOWN BOARD, LITIGATIONS, APPRAISALS & RECORDING		\$25,000
001.000000.390599 APPROPRIATED FUND BALANCE	2,000	
001.011100.512500 TOWN JUSTICE, O/T		2,000
001.000000.390599 APPROPRIATED FUND BALANCE	35,000	
001.012200.511500 TOWN SUPRVISOR, PERSONAL SERVICES		35,000
001.013100.542700 FINFANCE, COMPUTER SUPPLIES	15,000	
001.013100.543900 FINANCE, MISC. CONSULTANTS		15,000
001.014100.542107 TOWN CLERK, RECORDS RETENTION EXP.	500	
001.014400.549000 TOWN CLERK, MISC. EXP.		500
001.000000.390599 APPROPRIATED FUND BALANCE	425	
001.014200.542100 TOWN ATTORNEY, OFFICE SUPPLIES		300
001.014200.542802 TOWN ATTORNEY, SUPPLEMENTAL LAW BOOKS		125
001.016200.542113 TOWN HALL OPERATION, POSTAGE EXP.	15,000	
001.016200.542500 TOWN HALL OPERATIONS, SUPPLIES	2,000	
001.016200.546000 TOWN HALL OPERATIONS, LIGHTS EXP.		17,000

GENERAL FUND

BUDGET ADJUSTMENT, Continued

		<u>FROM</u>	<u>TO</u>
001.016250.541305	B&G – PARKING LOT REPAIRS	\$ 620	
001.016250.542500	B&G, SUPPLIES		\$ 600
001.016250.541203	B&G, LANDSCAPING		20
001.031200.511100	POLICE, UNIFORM BASE	88,100	
001.031200.511500	POLICE, NON UNIFORM BASE		80,600
001.031200.512500	POLICE, NON UNIFORM O/T		7,500
001.016200.524000	TOWN HALL OPERATIONS, EQUIP.	205	
001.016200.513500	TOWN HALL OPERATIONS, LONGEVITY		205
001.031250.511100	JAB, PERSONAL SERVICES	7,500	
001.031250.512100	JAB, O/T		7,100
001.031250.549000	JAB, MISC. EXP.		400
001.000000.390599	APPROPRIATED FUND BALANCE	4,000	
001.050100.512500	HIGHWAY ADMIN, O/T		3,000
001.050100.541150	HIGHWAY ADMIN, BLDG. MAINT.		450
001.050100.542100	HIGHWAY ADMIN, OFFICE EXP.		550
001.032260.492240	STEP GRANT – GTSC	3,000	
001.031200.541401	POLICE, RADIO MAINTENANCE	760	
001.031200.524212	POLICE, RADAR EXP.		3,760
001.092705.471000	GIFTS & DONATIONS (WINSLOW)	4,500	
001.031200.524900	POLICE, MISC. EQUIP.		4,500
001.031200.524340	POLICE, FILE CABINETS	10	
001031200.524350	POLICE, LAW LIBRARY		10
001.031200.541401	POLICE, RADIO MAINTENANCE	7,625	
001.031200.542318	POLICE, K9 EXP.		4,825
001.031200.542402	POLICE, DETECTIVE CLOTHING ALLOWANCE		2,800

# Adopted

EMBER 21, 2004

TOWN OF RIVERHEAD

780 OLD COUNTRY RD CHAPTER 54 CAPITAL PROJECT

BUDGET ADOPTION

RESOLUTION # 1146

COUNCILWOMAN BLASS

offered the following resolution,

which was seconded by COUNCILWOMAN SANDERS

BE IT RESOLVED, that the Supervisor be, and is hereby, authorized to establish the following budget adoption:

	<u>FROM</u>	<u>TO</u>
406.010010.411000.41050 REAL PROPERTY TAXES	\$10,740	
406.086660.540000.41050 CONTRACT EXPENSES		\$10,000
406.086660.549001.41050 ADMINISTRATION FEE OF GENERAL FUND		\$ 740

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

December 21, 2004

TOWN OF RIVERHEAD

Adopted

Resolution # 1147

**AUTHORIZED THE TOWN OF RIVERHEAD TO SECURE UNSAFE STRUCTURE PURSUANT TO CHAPTER 54 OF THE RIVERHEAD TOWN CODE (EXXON MOBIL CORP., 780 OLD COUNTRY ROAD, RIVERHEAD)**

COUNCILWOMAN SANDERS offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK

**WHEREAS**, pursuant to Chapter 54 of the Riverhead Town Code entitled, "Unsafe Buildings and Collapsed Structures", certain land reputedly owned by Exxon Mobil Corp. located at 780 Old Country Road, Riverhead, New York, 11901, know as designated as Suffolk County Tax Map # 0600/082.00-03-017.00 has been determined by the Ordinance Inspector to be unsafe and dangerous to the public:

**WHEREAS**, all notices pursuant to Chapter 54 of the Riverhead Town Code have been served; and

**WHEREAS**, a Public Hearing was held on August 26, 2004; and

**WHEREAS**, after numerous attempts to contact the owner by the Town Fire Marshal, the owners have not taken any steps toward abating the conditions by repair and habilitation or by demolition and removal in accordance with the procedures set forth in Chapter 54 of the Riverhead Town Code.

**NOW THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Riverhead hereby authorizes the Town Engineering Department to assist the Fire Marshal and Code Enforcement Division in connection with any work done to secure structure; and be it further

**RESOLVED**, that pursuant to chapter 54, Section 54-9, all actual expenses incurred by the Town of Riverhead to remove the danger or in connection with the demolition and removal of any such buildings or structures shall be assessed against the owner; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Exxon Mobil Corp., 3225 Gallows Road, Fairfax, Virginia, 22037, Fire Marshal and Code Enforcement Division, the Building Department; the Tax Receiver's Office; the Assessor's Office; the Office of Accounting and the Town Attorney's Office

**THE VOTE**

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

The Resolution Was  Was Not   
Thereupon Duly Declared Adopted

DECEMBER 14, 2004

Adopted

TOWN OF RIVERHEAD

GENERAL FUND DEBT SERVICE

BUDGET ADJUSTMENT

RESOLUTION # 1148

COUNCILMAN BARTUNEK

offered the following resolution,

which was seconded by

COUNCILWOMAN BLASS

**BE IT RESOLVED**, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
384.097100.570000.04006 LOBOZZO - INTEREST	\$ 50	
384.097100.570000.04009 HIGHWAY - BARN INTEREST	185	
384.097100.570000.04013 DRAINAGE - INTEREST	110	
384.097100.570000.04024 AMBULANCE - INTEREST.	40	
384.097100.570000.04026 DRAINAGE - INTEREST	140	
384.097100.570000.04051 HANDICAPPED - INTEREST	20	
384.097100.570000.04061 THEATRE II - INTEREST	315	
384.097100.570000.04062 CORWIN BENJAMIN - INTEREST	125	
384.097100.570000.04063 HOWELL AVE. - INTEREST	55	
384.097100.570000.04065 DRAINAGE '96 - INTEREST	340	
384.097100.570000.04066 BULKHEADING - INTEREST	620	
384.097100.570000.04067 '96 AMBULANCE - INTEREST	35	
384.097100.570000.04084 NORTHVILLE - INTEREST	955	
384.097100.570000.04091 LANDFILL SCALE - INTEREST	10	
384.097100.570000.04096 DRAINAGE IX - INTEREST	30	
384.097100.571000.04098 WR SALT BARN	190	
384.097100.570000.04117 LANDFILL III - INTEREST	16,320	
384.097100.570000.04118 DEVELOP RIGHTS III - INTEREST	11,120	
384.097100.570000.04119 HIGHWAY PAVING - INTEREST	2,500	
384.097100.571000.04006 R&G - PAYING AGENT FEES	\$	50
384.097100.571000.04009 HIGHWAY - PAYING AGENT FEES		185
384.097100.571000.04013 DRAINAGE - PAYING AGENT FEES		110
384.097100.571000.04024 AMBULANCE FAC. - PAYING AGENT FEES		40
384.097100.571000.04026 DRAINAGE - PAYING AGENT FEES		140
384.097100.571000.04051 HANDICAPPED - PAYING AGENT FEES		20
384.097100.571000.04061 THEATRE II - PAYING AGENT FEES		315
384.097100.571000.04062 CORWIN BENJAMIN - PAYING AGENT FEES		125

GENERAL FUND DEBT

BUDGET ADJUSTMENT, Continued

	<u>FROM</u>	<u>TO</u>
384.097100.571000.04063	HOWELL AVE. – PAYING AGENT FEES	55
384.097100.571000.04065	DRAINAGE '96 – PAYING AGENT FEES	340
384.097100.571000.04066	BULKHEADING – PAYING AGENT FEES	620
384.097100.571000.04067	'96 AMBULANCE – PAYING AGENT FEES	35
384.097100.571000.04084	NORTHVILLE – PAYING AGENT FEES	955
384.097100.571000.04091	LANDFILL SCALE – PAYING AGENT FEES	10
384.097100.571000.04096	DRAINAGE IX – PAYING AGENT FEES	30
384.097100.571000.04098	WR SALT BARN – PAYING AGENT FEES	190
384.097100.571000.04117	LANDFILL – PAYING AGENT FEES	16,320
384.097100.571000.04118	DEVELOP RIGHTS III – PAYING AGENT FEES	11,120
384.097100.571000.04119	HIGHWAY PAVING – PAYING AGENT FEES	2,500

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

DECEMBER 21, 2004

TOWN OF RIVERHEAD

Adopted

BUSINESS IMPROVEMENT DISTRICT

BUDGET ADJUSTMENT

RESOLUTION # 1149

COUNCILWOMAN BLASS

offered the following resolution,

COUNCILWOMAN SANDERS

which was seconded by

**BE IT RESOLVED**, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
118.000000.390599 APPROPRIATED FUND BALANCE	\$3,500	
118.064100.542100 SUPPLIES		\$ 500
118.064100.542609 PROMOTION EXP.		3,000

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

DECEMBER 21, 2004

Adopted

TOWN OF RIVERHEAD

CALVERTON PARK - CDA

BUDGET ADJUSTMENT

RESOLUTION # 1150

COUNCILWOMAN SANDERS offered the following resolution,  
which was seconded by COUNCILMAN DENSIECKI

**BE IT RESOLVED**, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
914.069800.543300    LEGAL EXP.	\$6,250	
914.069800.543900    MISC. CONSULTANTS		\$6.250

**THE VOTE**

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

DECEMBER 21, 2004

Adopted

TOWN OF RIVERHEAD

CHILD CARE CENTER BLDG. FUND

BUDGET ADJUSTMENT

RESOLUTION # 1151

COUNCILMAN BARTUNEK

offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

**BE IT RESOLVED**, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
009.071400.549100 MISC. EXP.	\$300	
009.071400.547100 PROPERTY TAXES		\$300

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

DECEMBER 21, 2004

TOWN OF RIVERHEAD

Adopted

EPCAL WATER EXT. PROJECT

BUDGET ADJUSTMENT

RESOLUTION # 1152

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by COUNCILMAN DENSIECKI

BE IT RESOLVED, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
406.092705.421050.30027 DEVELOPMENT FEES	\$3,000	
406.083200.543501.30027 ENGINEERING EXP.		\$3,000

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

DECEMBER 21, 2004

Adopted

TOWN OF RIVERHEAD

MUNICIPAL GARAGE

BUDGET ADJUSTMENT

RESOLUTION # 1153

COUNCILMAN DENSIESKI

offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

**BE IT RESOLVED**, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
626.092801.431000 SERVICES OTHER DEPARTMENTS	\$37,300	
626.016900.511500 PERSONAL SERVICES		\$28,300
626.016900.540000 CONTRACTUAL EXP.		9,000

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

DECEMBER 21, 2004

TOWN OF RIVERHEAD

Adopted

NUTRITION SITE COUNCIL FUND

BUDGET ADJUSTMENT

RESOLUTION # 1154

COUNCILWOMAN BLASS offered the following resolution,  
which was seconded by COUNCILWOMAN SANDERS

BE IT RESOLVED, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
007.067720.471000 GIFTS & DONATIONS	\$1,400	
007.067720540000 CONTRACTUAL EXP.		\$1,400

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

DECEMBER 21, 2004

Adopted

TOWN OF RIVERHEAD

POLICE/COURT COMPLEX GENERATOR PROJECT

BUDGET ADJUSTMENT

RESOLUTION # 1155

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by COUNCILMAN DENSIECKI

BE IT RESOLVED, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

		<u>FROM</u>	<u>TO</u>
406.	.40108 TRANSFER FROM GENERAL FUND	\$9,400	
	406.095710.494200.40108 SPECIAL BOND PROCEEDS		\$9,400

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No *abstain*

Cardinale  Yes  No

DECEMBER 21, 2004

Adopted

TOWN OF RIVERHEAD

PUBLIC PARKING DISTRICT

BUDGET ADJUSTMENT

RESOLUTION # 1156

COUNCILMAN DENSIECKI offered the following resolution,  
which was seconded by COUNCILMAN BARTUNEK

**BE IT RESOLVED**, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
117.056500.540000 CONTRACTUAL EXP.	\$450	
117.056500.512500 O/T		\$450

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

DECEMBER 21, 2004

Adopted

TOWN OF RIVERHEAD

PULASKI STREET WATER TANK REPAINTING CAP. PROJ.

BUDGET ADJUSTMENT

1157

RESOLUTION #

COUNCILMAN BARTUNEK

offered the following resolution,

which was seconded by COUNCILMAN DENSIECKI

**BE IT RESOLVED**, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

		<u>FROM</u>	<u>TO</u>
406.083200.482220.30083	REPAIR & MAINTENANCE TRANFERS	\$5,265	
406.083200.543501.30083	ENGINEERING EXP.		\$5,265

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

DECEMBER 21, 2004

Adopted

TOWN OF RIVERHEAD

REEVES AVE. GOLF RESORT WATER EXT.

BUDGET ADJUSTMENT

RESOLUTION # 1158

COUNCILMAN DENSIECKI offered the following resolution,  
which was seconded by COUNCILWOMAN SANDERS

**BE IT RESOLVED**, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
406.083200.547900.60078    CONTEGENCY	\$1,500	
406.083200.543501.60078    ENGINEERING EXP.		\$1,500

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

DECEMBER 21, 2004

Adopted

TOWN OF RIVERHEAD

REFUSE & GARBAGE COLLECTION DISTRICT

BUDGET ADJUSTMENT

RESOLUTION # 1159

COUNCILWOMAN SANDERS  
\_\_\_\_\_ offered the following resolution,  
COUNCILWOMAN BLASS  
which was seconded by \_\_\_\_\_.

**BE IT RESOLVED**, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
115.081600.541530 AUTO EXP.	\$1,600	
115.081600.546300 FUEL EXP.		\$1,500
115.081600.549000 MISC. EXP.		100

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

DECEMBER 21, 2004

Adopted

TOWN OF RIVERHEAD

RISK RETENTION FUND

BUDGET ADJUSTMENT

RESOLUTION # 1160

COUNCILWOMAN BLASS offered the following resolution,  
which was seconded by COUNCILMAN BARTUNEK.

**BE IT RESOLVED**, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
175.017100.548210 GENERAL FUND, ADMIN EXP.	\$5,000	
175.000000.390599 APPROPRIATED FUND BALANCE	4,000	
175.017220.548210 GENERAL FUND, EXCESS INS.		\$5,000
175.017100.548260 ST. LIGHTING - ADMIN EXP.		4,000

THE VOTE

Bartunek  Yes  No      Sanders  Yes  No  
 Blass  Yes  No      Densieski  Yes  No  
 Cardinale  Yes  No

DECEMBER 21, 2004

Adopted

TOWN OF RIVERHEAD

RIVERHEAD SCAVENGER WASTE DISTRICT

BUDGET ADJUSTMENT

RESOLUTION # 1161

COUNCILMAN BARTUNEK

\_\_\_\_\_ offered the following resolution,

COUNCILWOMAN SANDERS

which was seconded by \_\_\_\_\_.

**BE IT RESOLVED**, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
128.081890.511500 PERSONAL SERVICES	\$13,600	
128.081890.512500 O/T		\$12,000
128.081890.513500 LONGEVITY		1,600

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

DECEMBER 21, 2004

Adopted

TOWN OF RIVERHEAD

SEWER DEBT SERVICE

BUDGET ADJUSTMENT

RESOLUTION # 1162

COUNCILWOMAN SANDERS

offered the following resolution,

which was seconded by COUNCILMAN DENSIECKI

**BE IT RESOLVED**, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
382.000000.390599 APPROPRIATED FUND BALANCE	\$114,495	
382.097100.570000.02041 PLANT UPGRADE, INTEREST	640	
382.097100.570000.02050 SETTLING TANK, INTEREST	125	
382.097100.560000.02110 CALVERTON SS PLAN, PRINCIPAL		\$ 8,300
382.097100.570000.02058 RT. 58 EXT., INTEREST		103,025
382.097100.570000.02059 RT. 58 Y2K EXT., INTEREST		3,170
382.097100.570000.02041 PLANT UPGRADE, PAYING AGENT FEES		640
382.097100.570000.02050 SETTLING TANK, PAYING AGENT FEES		125

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

DECEMBER 21, 2004

TOWN OF RIVERHEAD

Adopted

RIVERHEAD SEWER DISTRICT

BUDGET ADJUSTMENT

RESOLUTION # 1163

COUNCILMAN DENSIECKI

\_\_\_\_\_ offered the following resolution,

which was seconded by \_\_\_\_\_ COUNCILWOMAN SANDERS

**BE IT RESOLVED**, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
114.081300.524175 TRUCKS	\$10,000	
114.081100.512500 O/T		\$10,000

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

DECEMBER 21, 2004

Adopted

TOWN OF RIVERHEAD

STREET LIGHTING DISTRICT

BUDGET ADJUSTMENT

RESOLUTION # 1164

COUNCILWOMAN SANDERS

\_\_\_\_\_ offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK

**BE IT RESOLVED**, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
116.051820.511500 PERSONAL SERVICES	\$17,500	
116.051820.512500 O/T		\$ 7,500
116.051820.546200 ELECTRICITY		10,000

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

DECEMBER 21, 2004

Adopted

TOWN OF RIVERHEAD

SUNKEN POND ESTATES PHASE III

BUDGET ADJUSTMENT

RESOLUTION # 1165

COUNCILMAN BARTUNEK offered the following resolution,  
which was seconded by COUNCILWOMAN BLASS

**BE IT RESOLVED**, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
406.083200.523002.60103    MAIN CONSTRUCTION	\$1,900	
406.083200.543501.60103    ENGINEERING EXP.		\$1,900

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

DECEMBER 21, 2004

Adopted

TOWN OF RIVERHEAD

TOWN BOARD SPECIAL PROJECT FUND

BUDGET ADJUSTMENT

RESOLUTION # 1166

COUNCILWOMAN BLASS

\_\_\_\_\_ offered the following resolution,

which was seconded by COUNCILMAN DENSIECKI

**BE IT RESOLVED**, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
024.000000.390599 APPROPRIATED FUND BALANCE	\$27,000	
024.013100.524000 FINANCE EQUIPMENT		\$27,000

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

DECEMBER 21, 2004

Tabled

TOWN OF RIVERHEAD

WATER DISTRICT DEBT SERVICE

BUDGET ADJUSTMENT

RESOLUTION # 1167

COUNCILMAN DENSIECKI offered the following resolution,  
which was seconded by COUNCILWOMAN SANDERS.

**BE IT RESOLVED**, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

		<u>FROM</u>	<u>TO</u>
383.000000.390599	APPROPRIATED FUND BALANCE	\$59,940	
383.097100.570000.03008	EXT #35, - INTEREST	1,535	
383.097100.570000.03016	TEST WELLS 5 & 10, - INTEREST	100	
383.097100.570000.03034	EXT. #33, - INTEREST	195	
383.097100.570000.03037	INCREASE & IMPROVEMENT - INTEREST	85	
383.097100.570000.03044	WELL #3, - INTEREST	355	
383.097100.570000.03094	EXT. #44, - INTEREST	925	
383.097100.570000.03095	EXT. #45, - INTEREST	2,400	
383.097100.570000.03096	INCREASE & IMPROVEMENT - INTEREST	700	
383.097100.570000.03097	INCREASE & IMPROVEMENT - INTEREST	315	
383.097100.571000.04006	R&G - PAYING AGENT FEES		\$ 50
383.097100.571000.04009	HIGHWAY - PAYING AGENT FEES		185
383.097100.571000.04013	DRAINAGE - PAYING AGENT FEES		110
383.097100.571000.04024	AMBULANCE FAC. - PAYING AGENT FEES		40
383.097100.571000.04026	DRAINAGE - PAYING AGENT FEES		140
383.097100.571000.04051	HANDICAPPED - PAYING AGENT FEES		20
383.097100.571000.04061	THEATRE II - PAYING AGENT FEES		315
383.097100.571000.04062	CORWIN BENJAMIN - PAYING AGENT FEES		125

WATER DISTRICT DEBT SERVICE

BUDGET ADJUSTMENT, Continued

	<u>FROM</u>	<u>TO</u>
383.097100.560000.03053	PLANT WELL 11 - PRINCIPAL	\$22,000
383.097100.560000.03054	PLANT WELL 12 - PRINCIPAL	10,700
383.097100.570000.03053	PLANT WELL 11 - INTEREST	18,275
383.097100.570000.03054	PLANT WELL 12 - INTEREST	8,900
383.097100.571000.03008	EXT #35 - PAYING AGENT FEES	1,535
383.097100.571000.03016	WELLS 5 & 10 - PAYING AGENT FEES	100
383.097100.571000.03034	EXT #33 - PAYING AGENT FEES	195
383.097100.571000.03036	EXT #34 - PAYING AGENT FEES	65
383.097100.571000.03037	INCREASE & IMPROVEMENT PAYING AGENT FEES	85
383.097100.571000.03044	WELL #3 - PAYING AGENT FEES	355
383.097100.571000.03094	EXT #44 - PAYING AGENT FEES	925
383.097100.571000.03095	EXT #45 - PAYING AGENT FEES	2,400
383.097100.571000.03096	INCREASE & IMPROVEMENT - PAYING AGENT FEES	700
383.097100.571000.03097	INCREASE & IMPROVEMENT - PAYING AGENT FEES	315

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

**Tabled**

DECEMBER 21, 2004

Adopted

TOWN OF RIVERHEAD

WATER DISTRICT

BUDGET ADJUSTMENT

RESOLUTION # 1168

COUNCILWOMAN SANDERS

\_\_\_\_\_ offered the following resolution,

which was seconded by \_\_\_\_\_ COUNCILMAN BARTUNEK \_\_\_\_\_.

**BE IT RESOLVED**, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
112.083200.524000 EQUIPMENT	\$13,000	
112.081300.524175 TRUCKS	40,000	
112.083200.524910 SAFETY EQUIPMENT	12,000	
112.083200.546000 POWER, LIGHTS & FUEL		\$65,000

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

DECEMBER 21, 2004

Adopted

TOWN OF RIVERHEAD

Y2K IRON PIER BEACH IMPROVEMENT CAPITAL PROJECT

BUDGET ADJUSTMENT

RESOLUTION # 1169

COUNCILMAN BARTUNEK

offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

**BE IT RESOLVED**, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
406.095031.481900.70050 SPECIAL TRUST TRANSFER	\$7,020	
406.095710.494200.70050 SPECIAL BOND PROCEEDS		\$7,020

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

DECEMBER 21, 2004

# Adopted

TOWN OF RIVERHEAD

WORKERS COMP FUND

BUDGET ADJUSTMENT

RESOLUTION # 1170

COUNCILWOMAN BLASS

offered the following resolution,

which was seconded by

COUNCILMAN DENSIECKI

**BE IT RESOLVED**, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
173.019300.548270 PUBLIC PARKING – JUDGEMENT & CLAIMS	\$ 500	
173.017100.548210 GENERAL FUND, ADMIN EXP.	2,100	
173.000000.390599 APPROPRIATED FUND BALANCE	7,500	
173.017100.548270 PUBLIC PARKING, ADMIN EXP.		\$ 500
173.017220.548210 GENERAL FUND – EXCESS INS.		2,100
173.019300.548220 HIGHWAY FUND – JUDGEMENT & CLAIMS		7,500

**THE VOTE**

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

# Adopted

12/21/04

TOWN OF RIVERHEAD

Resolution # 1171

**RESOLUTION AND CONSENT APPROVING THE DEDICATION OF  
HIGHWAYS KNOWN AS MAY DRIVE AND RECHARGE BASIN  
(NORTH SIDE ESTATES)**

COUNCILMAN DENSIECKI offered the following resolution, was seconded  
by COUNCILWOMAN SANDERS :

At a regular meeting of the  
Town Board of the Town of  
Riverhead, in the County of  
Suffolk, State of New York,  
held at 200 Howell Avenue,  
Riverhead, New York on the  
21st day of December, 2004.

**P R E S E N T :**

Hon. Phil Cardinale, Supervisor  
Edward Densieski, Councilman  
George Bartunek, Councilman  
Barbara Blass, Councilwoman  
Rose Sanders, Councilwoman

X

In the Matter of the Dedication of  
Certain Highways in the Town of  
Riverhead, County of Suffolk and  
State of New York, Known as

**RESOLUTION  
AND CONSENT**

**MAY DRIVE and  
RECHARGE BASIN**

X

**WHEREAS**, a certain subdivision map was filed in the Office of the Clerk of the  
County of Suffolk, known as "Map of North Side Estates", Town of Riverhead, County of  
Suffolk, State of New York, filed on June 4, 1998 as File Map #10150 in the Office of the  
Clerk of Suffolk County, Riverhead, New York; and

**WHEREAS**, plans for the construction of various improvements to said road known and designated as MAY DRIVE and RECHARGE BASIN was submitted to the Planning Board of the Town of Riverhead; and

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

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

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

**WHEREAS**, a copy of the Order Laying Out Road Upon Consent of Owner(s) from the Superintendent of Highways indicating his consent is annexed hereto and made a part hereof; and

**WHEREAS**, a special search street dedication from Sunrise Abstract as Agent for First American Title Insurance Company of New York under Title No. 622-S-1093-SS, has been filed with the Clerk of the Town of Riverhead, together with a deed of dedication and release affecting said roads, drainage systems, sumps and/or other improvements.

**NOW THEREFORE BE IT RESOLVED**, that in accordance with the provisions of Section 171 of the **Highway Law** of the State of New York, consent be and the same is hereby given that the Superintendent of Highways of the Town of Riverhead, make an order laying out a certain road known as MAY DRIVE and RECHARGE BASIN, the said Town road to consist of the land described in the deeds of dedication dated the 18th day of August, 2004 and to extend same as delineated therein; and be it further

**RESOLVED**, that the Town Clerk of the Town of Riverhead be and is hereby directed to forthwith cause such deeds of dedication to be recorded in the Office of the Clerk of the County of Suffolk, and upon its return, to attach it hereto; and be it further

**RESOLVED**, that the Town Clerk is hereby directed to release any and all previously submitted performance bond(s) upon adoption of this resolution by the Town Board; and be it further

**RESOLVED**, that this resolution shall take effect immediately; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Stephen G. Remuzzi, Esq., P.O. Box 465, 12 Monroe Street, Rocky Point, New York, 11778; the Riverhead Superintendent of Highways; the

X

In the Matter of the Laying Out of Certain  
Highways in the Town of Riverhead,  
County of Suffolk and State of New York,  
known as

**ORDER LAYING OUT  
ROAD UPON CONSENT  
OF OWNER(S)**

**MAY DRIVE and  
RECHARGE BASIN**

X

**WHEREAS**, application having been duly made for the laying out of certain Town highways in the Town of Riverhead, County of Suffolk, State of New York, known as **MAY DRIVE** and **RECHARGE BASIN** for the lands through which the highways are proposed to be opened having been given and the Town Board of the Town of Riverhead having given its consent.

**NOW THEREFORE**, I, the Superintendent of Highways of the Town of Riverhead, County of Suffolk, State of New York, do hereby determine and order that Town highways shall be and the same are hereby laid out in said Town as more particularly described on SCHEDULE "A" annexed hereto.

Dated: Riverhead, New York  
November 18, 2004



MARK KWASNA, Superintendent  
Town of Riverhead Highway Department

**SUNRISE ABSTRACT LLC.**

Schedule A

**DESCRIPTION**

ALL that certain plot, piece or parcel of land, situate, lying and being in the Town of Riverhead, County of Suffolk and State of New York, known and designated as May Drive and the Recharge Basin as shown on a certain map entitled, "Map of North Side Estates" and filed in the Suffolk County Clerk's Office on June 4, 1998 as Map No. 10150.

\*\*12/29/2004

# Adopted

*Tabled*

12/21/04

TOWN OF RIVERHEAD

Resolution # 1173

**RESOLUTION AND CONSENT APPROVING THE DEDICATION OF  
HIGHWAYS KNOWN AS NORTH WOODS DRIVE, CAMBRIDGE COURT,  
DOVER COURT AND (2) RECHARGE BASINS  
("THE VILLAGE AT WADING RIVER")**

COUNCILMAN BARTUNEK

offered the following resolution, was seconded

by COUNCILMAN DENSIESKI

At a regular meeting of the  
Town Board of the Town of  
Riverhead, in the County of  
Suffolk, State of New York,  
held at 200 Howell Avenue,  
Riverhead, New York on the  
21st day of December, 2004.

**P R E S E N T :**

Hon. Philip J. Cardinale, Supervisor  
Edward Densieski, Councilperson  
George Bartunek, Councilperson  
Barbara Blass, Councilperson  
Rose Sanders, Councilperson

X

In the Matter of the Dedication of  
Certain Highways in the Town of  
Riverhead, County of Suffolk and  
State of New York, Known as

**RESOLUTION  
AND CONSENT**

**NORTH WOODS DRIVE, CAMBRIDGE  
COURT, DOVER COURT AND  
(2) RECHARGE BASINS**

X

**WHEREAS**, a certain subdivision map was filed in the Office of the Clerk of the  
County of Suffolk, known as "The Village at Wading River", Town of Riverhead, County  
of Suffolk, State of New York, filed on September 18, 1998 as Filed Map #10184 in the  
Office of the Clerk of Suffolk County, Riverhead, New York; and

**WHEREAS**, plans for the construction of various improvements to said roads known and designated as **NORTH WOODS DRIVE, CAMBRIDGE COURT, DOVER COURT AND (2) RECHARGE BASINS** were submitted to the Planning Board of the Town of Riverhead; and

**WHEREAS**, the Town Board of the Town of Riverhead did approve a letter of credit as to form, sufficiency, manner of execution and surety; and

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

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

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

**WHEREAS**, a special search street dedication from Commonwealth Land Title Insurance Company under Title No. RH04301705 has been filed with the Clerk of the Town of Riverhead, together with a deed of dedication and release affecting said roads, drainage systems, sumps and/or other improvements.

**NOW THEREFORE BE IT RESOLVED**, that in accordance with the provisions of Section 171 of the **Highway Law** of the State of New York, consent be and the same is hereby given that the Superintendent of Highways of the Town of Riverhead, make an order laying out certain roads known as **NORTH WOODS DRIVE, CAMBRIDGE COURT, DOVER COURT AND (2) RECHARGE BASINS**, the said Town roads to consist of the land described in the deeds of dedication dated the 27th day of September, 2004 and to extend same as delineated therein; and be it further

**RESOLVED**, that the Town Clerk of the Town of Riverhead is hereby directed to forthwith cause such deeds of dedication to be recorded in the Office of the Clerk of the County of Suffolk, and upon its return, to attach it hereto; and be it further

**RESOLVED**, that the maintenance bond received has been reviewed and approved by the Town Attorney as to form and that the Town Clerk is hereby directed to release Bank of Smithtown Standby Irrevocable Letter of Credit #100157 in the amount of \$929,500.00 and #100160 in the amount of \$145,000.00 upon adoption of this resolution by the Town Board; and be it further

**RESOLVED**, that this resolution shall take effect immediately; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter Marullo, Esq., 445 Broad Hollow Road, Melville, New York, 11747; Vincent Gaudiello, P.E.; the Superintendent of Highways; the Planning Board; the Planning Department; the Assessor's Office; the Tax Receiver's Office and the Town Attorney's Office.

Dated: Riverhead, New York  
December 21, 2004

**TOWN BOARD OF THE  
TOWN OF RIVERHEAD**

---

PHILIP J. CARDINALE

---

EDWARD DENSIESKI

---

GEORGE BARTUNEK

---

BARBARA BLASS

---

ROSE SANDERS

\*\* 12/29/04

Councilman Densieski offered to take this resolution off the table, which was seconded by Councilwoman Blass. All in favor of taking the resolution off the table.

Councilman Bartunek offered the resolutuion, which was seconded by Councilman Densieski. All in favor of adopting resolution. This resolution was declared duly adopted.

X

In the Matter of the Laying Out of Certain  
Highways in the Town of Riverhead,  
County of Suffolk and State of New York,  
known as

**ORDER LAYING OUT  
ROAD UPON CONSENT  
OF OWNER(S)**

**NORTH WOODS DRIVE, CAMBRIDGE  
COURT, DOVER COURT AND  
(2) RECHARGE BASINS**

X

**WHEREAS**, application having been duly made for the laying out of certain Town highways in the Town of Riverhead, County of Suffolk, State of New York, known as **NORTH WOODS DRIVE, CAMBRIDGE COURT, DOVER COURT and (2) RECHARGE BASINS** for the lands through which the highways are proposed to be opened having been given and the Town Board of the Town of Riverhead having given its consent.

**NOW THEREFORE**, I, the Superintendent of Highways of the Town of Riverhead, County of Suffolk, State of New York, do hereby determine and order that Town highways shall be and the same are hereby laid out in said Town as more particularly described on SCHEDULE "A" annexed hereto.

Dated: Riverhead, New York  
December 3 , 2004



MARK KWASNA, Superintendent  
Town of Riverhead Highway Department

# Adopted

TOWN OF RIVERHEAD

Resolution # 1172

SETS SALARIES FOR SUMMER PERSONNEL FOR 2005  
FOR THE  
RECREATION DEPARTMENT

COUNCILWOMAN SANDERS offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK

**RESOLVED**, that the Town Board sets salaries for summer personnel 2005 for the Recreation Department.

**BE IT FURTHER, RESOLVED**, that the Town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department and the Office of Accounting. as per attached.

2

<b>THE VOTE</b>			
Bartunek	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Sanders <i>abstain</i>
Blass	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Densieski <input checked="" type="checkbox"/> yes <input type="checkbox"/> no
Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	

THE RESOLUTION  WAS  WAS NOT  
THEREFORE DULY ADOPTED



**Recreation Department  
200 Howell Avenue  
Riverhead, NY 11901  
(631) 727-5744**

**SUMMER PERSONNEL SALARIES- 2005**

<u>Lifeguard</u>	<u>WSI</u>	<u>Rec Aide</u>	<u>Rec Aide -cert</u>	<u>Concession/ Bch Att.</u>	<u>Park Attn I</u>	<u>Park Attn II</u>	<u>Score-Keeper</u>
Level I . \$ 10.50	\$ 11.00	\$8.50	\$10.00	\$8.00	\$7.50	\$9.50	\$7.50
Level II.\$ 11.50	\$ 12.00	\$9.50	\$11.00	\$9.00	\$8.50	\$10.50	\$8.50
Level III.\$12.00	\$ 12.50	\$10.00	\$11.50	\$9.50	\$9.00	\$11.00	\$9.00
Level IV.\$ 12.50	\$13.00	\$10.50	\$12.00	\$10.00	\$9.50	\$11.50	\$9.50
Level V. \$ 13.00	\$13.50	\$11.00	\$12.50	\$10.50	\$10.00	\$12.00	\$10.00
Level VI.\$13.50	\$14.00	\$11.50		\$11.00		\$12.50	\$10.50
Level VII\$14.00	\$14.50	\$12.00		\$11.50		\$13.00	
Level VIII\$14.50	\$15.00						
Level IX \$15.00							

SUMMER REC. PROGRAM LEADER- \$12.50 with .50 increase to max out at \$18.00

WATERFRONT COORDINATOR- \$13.50 with .50 increase to max out at \$19.00

Park Attendant III \$10.00 with .50 increase to max out at \$16.00

**NOTE: The above salaries are listed on a per hour basis. Experience may influence starting level. Level raises depend upon job performance.**

<sup>1</sup> Rec.Doris. Proposed Summer salaries 2005

DECEMBER 21, 2004

Adopted

TOWN OF RIVERHEAD

DOWNTOWN RESTROOM PROJECT

BUDGET ADJUSTMENT

RESOLUTION #<sup>1174</sup>

COUNCILMAN DENSIESKI offered the following resolution,  
which was seconded by COUNCILWOMAN SANDERS.

**BE IT RESOLVED**, that the Supervisor be, and is hereby, authorized to establish the following budget adjustment:

	<u>FROM</u>	<u>TO</u>
406.086800.481000.40110    TRANSFER FROM GENERAL FUND	\$50	
406.086800.523035.40110    COMFORT STATION EXPENSE		\$50

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

December 21<sup>st</sup>, 2004

**Adopted**

TOWN OF RIVERHEAD

Resolution # 1175

**APPROVES SITE PLAN OF KENT ANIMAL SHELTER**

COUNCILWOMAN SANDERS offered the following resolution,  
which was seconded by COUNCILMAN BARTUNEK :

**WHEREAS**, a site plan was submitted by Pamela Green, on behalf of the Kent Animal Shelter, to allow the construction of a 300 sq. ft. office addition to an existing kennel/animal shelter facility upon real property located at 2259 River Road, Calverton, New York, known and designated as Suffolk County Tax Map Number 0600-138-1-6.2; and

**WHEREAS**, by Resolution #1108 dated December 7<sup>th</sup>, 2004, the Town Board of the Town of Riverhead did approved the Special Permit of Kent Animal Shelter to allow the construction of a 300 sq. ft. office addition to an existing kennel/animal shelter facility; and

**WHEREAS**, the Planning Department has reviewed the site plan dated December 4<sup>th</sup>, 2003 and prepared by Joseph A. Ingegno, L.S. and has recommended to the Town Board that the site plan be approved; and

**WHEREAS**, the Town Board, has carefully considered the merits of the petition, the SEQRA record created to date, the report of the Planning Department, the report of the Planning Board, as well as all other pertinent planning, zoning and environmental information; and

**WHEREAS**, a copy of the site plan has been marked and initialed 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 check number 2004-21764 of the Office of Accounting; and

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

**THEREFORE, BE IT**

**RESOLVED**, that in the matter of the site plan application of Kent Animal Shelter the Riverhead Town Board determines that the site plan will be a Type II Action without a significant impact upon the environment pursuant to the State Environmental Conservation Law 6NYCRR Part 617; and

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the site plan submitted by Pamela Green, on behalf of the Kent Animal Shelter, to allow for the construction of a 300 sq. ft. office addition to an existing kennel/animal shelter facility, upon real property located at 2259 River Road, Calverton, New York 11933, site plan dated December 4, 2004 as prepared by Joseph A. Ingegno, L.S. be and is 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 as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
4. That 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. That 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 and the Code of the Town of Riverhead, 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, Kent Animal Shelter hereby authorizes and consents to the Town of Riverhead to enter premises at 2259 River Road, Calverton, New York, to enforce said handicapped parking regulations;
10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
11. That all utilities shall be constructed underground;
12. That 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 equivalent 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 Pam Green/ Kent Animal Shelter, 2259 River Road, Calverton, New York 11933, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

*Planning Dept.*

**THE VOTE**

Bartunek <input checked="" type="checkbox"/> yes <input type="checkbox"/> no	Sanders <input checked="" type="checkbox"/> yes <input type="checkbox"/> no
Blass <input checked="" type="checkbox"/> yes <input type="checkbox"/> no	Densieski <input checked="" type="checkbox"/> yes <input type="checkbox"/> no
Cardinale <input checked="" type="checkbox"/> yes <input type="checkbox"/> no	

**THE RESOLUTION  WAS  WAS NOT  
THEREFORE DULY ADOPTED**

## DECLARATION AND COVENANTS

**THIS DECLARATION**, made the \_\_\_\_ day of \_\_\_\_\_, 2004, made by Kent Animal Shelter, 2259 River Road, Calverton, New York 11933, 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 as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
3. That 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 and the Code of the Town of Riverhead, 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, Kent Animal Shelter, hereby authorizes and consents to the Town of Riverhead to enter premises at 2259 River Road, Calverton, 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 utilities shall be constructed underground;
11. That 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 pose 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 all necessary precautions shall be taken to contain all dust, dirt, and sand within property boundaries. Such precautions may include the application of dust down, watering, or proper screening or other appropriate measures.

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

\_\_\_\_\_  
KENT ANIMAL SHELTER

State of New York, County of Suffolk) ss.:

On the \_\_\_ day of \_\_\_\_\_ in the year 2004, before me, the undersigned, personally appeared \_\_\_\_\_ personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s) or the person upon behalf of which the individual(s) acted, executed the instrument.

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

December 21<sup>st</sup>, 2004

**Adopted**

TOWN OF RIVERHEAD

Resolution # 1176

**APPROVES SITE PLAN OF SOUNDVIEW ASSOCIATES**  
**GIORGIO'S AT FOX HILL**

**COUNCILMAN BARTUNEK**

offered the following resolution,

which was seconded by \_\_\_\_\_:

**COUNCILWOMAN BLASS**

**WHEREAS**, a site plan was submitted by Soundview Associates to allow the enlargement of the ladies bathroom by approximately 176 sq. ft., located at 100 Fox Hill Drive, Baiting Hollow, New York 11933, known and designated as Suffolk County Tax Map Number 0600-40-2-6.3; and

**WHEREAS**, the Planning Department has reviewed the site plan dated October 14<sup>th</sup>, 2004, as prepared by Searles Stromski Associates and elevations dated October 14<sup>th</sup>, 2004 as prepared by Searles Stromski Associates and has recommended to the Town Board that such site plan be approved; and

**WHEREAS**, the Town Board has carefully considered the merits of the petition, the SEQRA record created to date, the report of the Planning Department, the report of the Planning Board, the commentary offered at the relevant public hearing as well as all other pertinent planning, zoning and environmental information; and

**WHEREAS**, a copy of the site plan has been marked and initialed 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 Check Number 2004-1151 of the Office of Finance of the Town of Riverhead; and

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

**NOW, THEREFORE, BE IT**

**RESOLVED**, that in the matter of the site plan application Soundview Associates of the Riverhead Town Board hereby declares itself to be the Lead Agency and further determines the Action to be Type II pursuant to 6NYCRR Part 617.

**BE IT FURTHER**

**RESOLVED**, that the site plan and elevations submitted by Soundview Associates to allow the enlargement of the ladies bathroom by approximately 176 sq. ft., located at 100 Fox Hill Drive, Baiting Hollow, New York 11933, such site plan dated October 14<sup>th</sup>, 2004 as prepared by Searles Stromski Associates and elevations dated October 14<sup>th</sup>, 2004 as prepared by Searles Stromski Associates, 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 as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
4. That 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. That 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 and the Code of the Town of Riverhead, 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, Soundview Associates hereby authorizes and consents to the

Town of Riverhead to enter premises at 100 Fox Hill Drive, Baiting Hollow, New York, to enforce said handicapped parking regulations;

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

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Soundview Associates, 100 Fox Hill Drive, Suite #1, Baiting Hollow, New York 11933, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

**THE VOTE**

Bartunek <input checked="" type="checkbox"/> yes <input type="checkbox"/> no	Sanders <input checked="" type="checkbox"/> yes <input type="checkbox"/> no
Blass <input checked="" type="checkbox"/> yes <input type="checkbox"/> no	Densieski <input checked="" type="checkbox"/> yes <input type="checkbox"/> no
Cardinale <input checked="" type="checkbox"/> yes <input type="checkbox"/> no	

THE RESOLUTION  WAS  WAS NOT  
THEREFORE DULY ADOPTED

## DECLARATION AND COVENANTS

**THIS DECLARATION**, made the \_\_\_\_\_ day of \_\_\_\_\_, 2004, made by Soundview Associates, 100 Fox Hill Drive, Suite #1, Baiting Hollow, New York 11933 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 as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
3. That 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 and the Code of the Town of Riverhead, 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, hereby authorizes and consents to the Town of Riverhead to enter premises at 100 Fox Hill Drive, Baiting Hollow, 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 utilities shall be constructed underground;
11. That 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 pose 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 all necessary precautions shall be taken to contain all dust, dirt, and sand within property boundaries. Such precautions may include the application of dust down, watering, or proper screening or other appropriate measures.

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

\_\_\_\_\_  
SOUNDVIEW ASSOCIATES

State of New York, County of Suffolk) ss.:

On the \_\_\_ day of \_\_\_\_\_ in the year 2004, before me, the undersigned, personally appeared \_\_\_\_\_ personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s) or the person upon behalf of which the individual(s) acted, executed the instrument.

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

December 21st, 2004

TOWN OF RIVERHEAD

Resolution # 1177

**Tabled**

**APPROVES SITE PLAN OF UNICORP NATIONAL DEVELOPMENT INC.**  
**WALGREENS - RIVERHEAD**

COUNCILWOMAN BLASS

\_\_\_\_\_ offered the following resolution,

which was seconded by COUNCILMAN DENSIENSKI \_\_\_\_\_ :

**WHEREAS**, a site plan and elevations were submitted by Unicorp National Development Inc., for construction of a 14,560 sq. ft. one story retail building (pharmacy) and associates site improvements, upon real property located at Old Country Road (58), Riverhead, New York, 11901 known and designated as Suffolk County Tax Map Number 0600-108-3- 9&10; and

**WHEREAS**, the Planning Department has reviewed the site plan dated December 14th, 2004, as prepared by Richard Zapolski, P.E. and elevations dated June 2004 as prepared by Edward Smits, Jr., R.A., and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

**WHEREAS**, the Town Board has carefully considered the merits of the site plan application, the SEQRA record to date, the report of the Planning Department, as well as all other relevant Planning, Zoning and Environmental information; and

**WHEREAS**, a copy of the site plan has been marked and initialed 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 2004-0729 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 in the matter of the site plan application of Unicorp National Development Inc; the Riverhead Town Board hereby declares itself to be the Lead Agency and further determines the Action to be Unlisted pursuant to 6NYCRR Part 617 and an Environmental Impact Statement need not be prepared.

**BE IT FURTHER**

**RESOLVED**, that the site plan and elevations submitted by Unicorp National Development, for construction of a 14,560 sq. t. one story retail building (pharmacy) and associates site improvements, upon real property located at Old Country Road (58), Avenue, Riverhead, New York, site plan dated December 14th, 2004, as prepared by Richard Zapolski, P.E., and elevations dated June 2004, as prepared by Edward Smits, Jr. R.A., 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 proves 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 as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
4. That 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. That 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 and the Code of the Town of Riverhead, 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, Unicorp National Development Inc., hereby authorizes and consents to the Town of Riverhead to enter premises at the Old Country Road (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-round basis;
11. That all new utilities shall be constructed underground;
12. That pursuant to Section 108-133(I) 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 land clearing and/or building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent 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;
15. That no construction shall commence until such time that all residents have been legally relocated;

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to J. Timothy Shea, Jr., Esq., 330 Old Country Road, PO Box 31, Mineola, NY 11501, attorney for applicant, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

*PLANNING DEPT.*

THE VOTE  
Bartunek  yes \_\_\_ no Sanders  yes \_\_\_ no  
Blass  yes \_\_\_ no Densieski  yes \_\_\_ no  
Cardinale \_\_\_ yes \_\_\_ no  
THE RESOLUTION  WAS \_\_\_ WAS NOT  
THEREFORE DULY ADOPTED

Tabled

## DECLARATION AND COVENANTS

**THIS DECLARATION**, made the \_\_\_\_\_ day of \_\_\_\_\_, 2004, made by Unicorn National Development Inc., 532 Knoll Court, Seaford, New York 11783, 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 as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
3. That 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 and the Code of the Town of Riverhead, 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, Unicorp National Development Inc. hereby authorizes and consents to the Town of Riverhead to enter premises at the Old Country Road (58), 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. That pursuant to Section 108-133(I) 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 land clearing and/or 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 all necessary precautions shall be taken to contain all dust, dirt, and sand within property boundaries. Such precautions may include the application of dust down, watering, or proper screening or other appropriate measures.

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

\_\_\_\_\_  
Unicorp National Development Inc.

State of New York, County of Suffolk) ss.:

On the \_\_\_ day of \_\_\_\_\_ in the year 2004, before me, the undersigned, personally appeared \_\_\_\_\_ personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s) or the person upon behalf of which the individual(s) acted, executed the instrument.

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

12/21/04

# Adopted

## TOWN OF RIVERHEAD

Resolution # 1178

### ACCEPTS CASH SECURITY OF LINCOLN STREET DEVELOPEMNT CO INC.

COUNCILMAN DENSIECKI offered the following resolution,

which was seconded by COUNCILWOMAN SANDERS

WHEREAS, Lincoln Street Development Co Inc. has posted a cash security in the sum of One Hundred Fifty Three Dollars (\$153) representing the 5% site plan security as noted in the approved site plan dated October 3, 2000 Resolution #896 for conversion of residence to professional office located at 206 Lincoln Street, Riverhead, New York, Suffolk County Tax Map # 600-126.-1-28, pursuant to Section 108-133 (I) of the Riverhead Town Code;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts the security in the sum of One Hundred Fifty Three Dollars (\$153); and,

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to Lincoln Street Development Co Inc., 206 Lincoln Street, Riverhead, New York 11901, the Building Department; the Planning Department and the Town Attorney's Office.

### THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

The Resolution Was  Was Not   
Thereupon Duly Declared Adopted

DECEMBER 21, 2004

**Adopted**

TOWN OF RIVERHEAD

ABOLISHES POSITION OF PARKING METER OFFICER

RESOLUTION # 1179

COUNCILWOMAN SANDERS offered the following resolution,  
which was seconded by COUNCILMAN BARTUNEK

**WHEREAS**, there is currently one position for Parking Meter Officer in the Public Parking District; and

**WHEREAS**, the Town Board has determined that this position is unnecessary for reasons of efficiency and economy in that current staffing levels are unnecessary to provide the appropriate enforcement services; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Civil Service position of Parking Meter Officer be abolished as of December 31, 2004.

**BE IT FURTHER RESOLVED** that the Town Clerk be, and is hereby, directed to forward a certified copy of this resolution to the Parking District and the Office of Accounting.

THE VOTE

Bartunek  Yes  No      Sanders  Yes  No  
Blass  Yes  No      Densieski  Yes  No  
Cardinale  Yes  No

12/21/04

# Adopted!

## TOWN OF RIVERHEAD

Resolution # 1180

### SETS THE FEES FOR BEACH STICKERS FOR THE RECREATION DEPARTMENT

COUNCILMAN BARTUNEK

offered the following resolution,

which was seconded by COUNCILWOMAN BLASS

**RESOLVED**, that the Town Board does authorize the Recreation Department to set the following fees for the 2005 calendar year.

### BEACH STICKERS

4X4 Permits	\$45.00	Boat Ramps Permit	\$15.00
Daily Permit	\$35.00	Non-Resident Permit	\$200.00
Resident Permit	\$15.00	Senior Resident	\$5.00

**BE IT FURTHER RESOLVED**, that the town Board hereby authorizes the Town Clerk to forward this Resolution to the Recreation Department, Supervisor Office and the Office of Accounting.<sup>2</sup>

### THE VOTE

Bartunek  yes  no Sanders  yes  no  
 Blass  yes  no Densieski  yes  no  
 Cardinale  yes  no

THE RESOLUTION  WAS  WAS NOT  
 THEREFORE DULY ADOPTED

<sup>2</sup> Rec.Doris/ Resolution Facility usage & sticker fees

DECEMBER 21, 2004

Adopted

TOWN OF RIVERHEAD

APPROVES STIPULATION OF SETTLEMENT

RESOLUTION # 1181

COUNCILWOMAN BLASS offered the following Resolution  
which was seconded by COUNCILMAN BARTUNEK

WHEREAS, a stipulation of settlement dated December 21, 2004 has been conditionally agreed to by the CSEA and the Town; and

NOW THEREFORE, BE IT RESOLVED, that the Town Board hereby ratifies the attached stipulation of settlement; and

BE IT FURTHER, RESOLVED, that the Town Clerk be, and is hereby, directed to forward a copy of this resolution to the President of the CSEA and the Office of Accounting.

THE VOTE

Bartunek  Yes  No      Sanders  Yes  No  
Blass  Yes  No      Densieski  Yes  No  
Cardinale  Yes  No

## STIPULATION OF AGREEMENT

Stipulation of Agreement made and entered into this 14 day of December, 2004, by and between the Town of Riverhead ("the Town") and Civil Service Employees Association, Inc., Local 1000, AFSCME, AFL-CIO, Riverhead Unit ("CSEA").

WHEREAS, the Town and the CSEA are currently parties to a collective bargaining agreement effective January 1, 2004 through December 31, 2007; and

WHEREAS, Article V.7 of the parties' current Agreement provides that the Town and the CSEA shall continue discussions concerning certain issues set forth in such paragraph; and

WHEREAS, the parties have held discussions in good faith concerning the issues set forth in Article V.7 and they have reached a tentative agreement which they now wish to reduce to writing;

NOW, THEREFORE, it is hereby agreed as follows:

1. A Sick Leave Bank shall be added to Article V of the parties' current collective bargaining agreement as set forth below:

### Sick Leave Bank

#### a) Voluntary Membership

All full time employees wishing to join the sick leave bank can do so, but only on a full calendar year basis. Yearly membership applications must be submitted by December 15 for the ensuing year. Full time employees appointed during the year can elect to join the bank for the next calendar year only. There will be no prorated membership.

#### b) Cost of Membership

Employees wishing to join the sick leave bank must contribute two days of accrued time by January 15<sup>th</sup> of the coverage year. Employees will be permitted to contribute any type of accrued time that they have on Jan 15<sup>th</sup>, but must make that choice by the December 15<sup>th</sup> application date. The default will be sick time. Employees will vest in the sick leave bank upon 15 years of continuous membership or upfront contributions of a

total thirty days of time. Vesting means contributions will no longer be required. An employee, at his/her option, can donate more than the required days, provided this is set forth in the application by December 15<sup>th</sup>.

c) Eligibility Criteria

- i) Only full-time employees are eligible to participate.
- ii) Employees must be members of the sick leave bank at the time of their request to use time from the bank.
- iii) At the time of the request, employee can not be under disciplinary sanctions resulting in potential loss of wages.
- iv) Employee must be out for a minimum of forty five (45) working days for the same illness prior to using sick leave bank days.
- v) Employees must have exhausted all accrued time including vacation, sick, personal and/or comp time prior to the use of the sick leave bank.
- vi) The employee's illness must be a "serious health condition" under the FMLA.

d) Restrictions

- i) The withdrawal of time from the sick leave bank by an individual is limited to a maximum of 50% of the total unencumbered sick leave available in the bank on the first day that time from the bank is utilized for a particular absence or 120 days, whichever is less. Such maximum number of days (i.e. 50% or 120, whichever is less) shall become encumbered as of the first day of usage by an individual for a particular absence.
- ii) Any withdrawal of days by an employee will require mandatory membership by that employee in the sick leave bank in the future until vesting.
- iii) An employee will not earn any accrued time during the use of sick leave bank days.
- iv) Contributions to the sick leave bank are non-refundable (i.e., days are not returned to an employee if they are not used). In addition, sick bank time has no value to employees other than as set forth in this sick leave bank policy.

e) Benefits

- i) Employees meeting all of the above criteria may utilize up to a maximum of 120 days lifetime.
- ii) Employees can utilize the 120 sick leave bank days for more than one period of illness, but the total number of days used cannot exceed 120 days combined.
- iii) All contributed sick days to the sick leave bank will be used in the calculation for meeting thresholds at severance (Article V.2) but in no event will the employee be paid for any days contributed to this bank.

f) Effective Date

The sick leave bank is effective as of January 1, 2005. For purposes of the first year only, employees wishing to join the sick leave bank must submit written applications by December 31, 2004 (rather than December 15<sup>th</sup>).

2. New language concerning Long Term Disability Insurance shall be added

to the parties' current collective bargaining agreement as follows:

Employees will be permitted to voluntarily participate in a long term disability plan through a payroll deduction. This deduction will cover the total cost of the premium and any other costs associated with the plan. The plan will be administered by the CSEA. The Town shall have no obligation to the CSEA or the employees other than to make a payroll deduction for those employees who voluntarily authorize such deduction in writing and then to forward the deducted amounts to the CSEA. The Town shall have no further obligation with regard to this benefit.

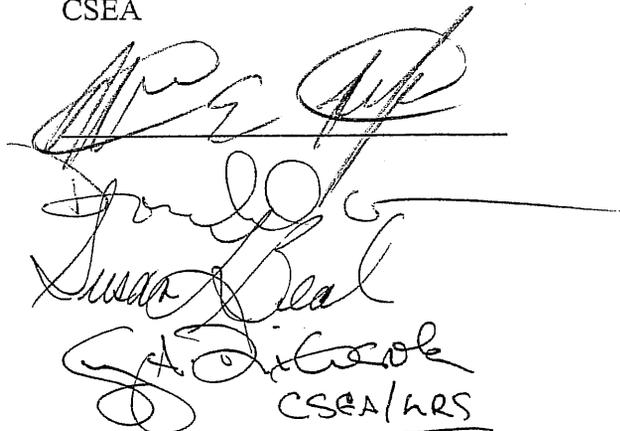
3. The provisions of this Stipulation of Agreement are subject to ratification by the Town Board and the membership of the CSEA.

4. The parties acknowledge that all issues pursuant to Article V.7 of the current collective bargaining agreement have been discussed and negotiated in good faith and that this Stipulation of Agreement represents the parties' full agreement on all such issues.

TOWN OF RIVERHEAD



CSEA



Adopted

TOWN OF RIVERHEAD

APPROVES REQUEST FOR MILITARY LEAVE OF ABSENCE

Resolution # 1182

COUNCILMAN DENSIESKI

offered the following resolution,

which was seconded by

COUNCILWOMAN SANDERS

**WHEREAS**, Frederick Ligon has requested a 10 month non paid Military Leave of Absence from January 1, 2005 through September 30, 2005; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby approve the request of a military leave of Absence for Frederick Ligon from January 1, 2005 through September 30, 2005 subject to the following conditions:

(1) To facilitate the proper functioning of the Town offices, the employee shall submit written notice to the Town Supervisor of his intent to return to work, resign, retire or other relief at least thirty (30) days prior to the expiration of the leave of absence, and

(2) Any employee on a leave of absence on or after January 1, 2004 shall be notified by the Town prior to the end of the leave and by certified mail to the employee's last known address, of the date of expected return to work following the end of the leave. Any employee who fails to return to work within 10 days of the designated day shall be deemed to have abandoned his/her position with the Town. The employee will then be deemed to have waived any applicable due process protections otherwise available, including but not limited to those pursuant to Civil Service Law Section 75 or this Agreement, and may be terminated by the Town at its discretion, and

**BE IT FURTHER, RESOLVED**, that the Town Clerk be, and is hereby, authorized to forward a Certified Copy of this Resolution to Frederick Ligon, the Water District Superintendent and the Office of Accounting.

THE VOTE

Bartunek  Yes  No

Sanders  Yes  No

Blass  Yes  No

Densieski  Yes  No

Cardinale  Yes  No

THE RESOLUTION  WAS  WAS NOT

THEREFORE DULY ADOPTED

Adopted

# Town of Riverhead

Resolution # 1183

## Supports legislative action to require the State of New York to pay taxes on all land it owns in Suffolk County

Councilman Bartunek offered the following resolution, which was seconded by Councilman Densieski

**Whereas** a recently enacted state law requires the State of New York to pay taxes on all land it owns in Putnam County;

**Whereas** the unanimous vote in both houses followed a similar vote to place all state land in Rockland County onto local tax rolls;

**Whereas** Governor Pataki, in signing the Putnam County bill, said: "When we look to purchase state parkland, people say, 'Yes, we want that property preserved, but what happens when it comes off the tax rolls?' Well, it ain't gonna come off the tax rolls anymore;"

**Whereas** within in the Town of Riverhead, state land — some 44 parcels in all, including Wildwood State Park, the Otis Pike Preserve and the former Keyspan property — pay no local taxes;

**Whereas** in 2005 nearly \$17 million in assessed value will be so sheltered and off the tax rolls, resulting in a tax loss to the Town of Riverhead and the Riverhead Central School District of just under \$2 million;

**Whereas** this loss of nearly \$2 million in annual tax revenues is something that Riverhead, the least affluent town in Suffolk County with a rising school population, can ill afford;

**Whereas** State Senator Ken LaValle and State Assemblywoman Patricia Acampora, in response to a request from Riverhead Town Supervisor Phil Cardinale, indicated their willingness to sponsor legislation in Albany to grant Suffolk County and the Town of Riverhead the same entitlement granted to Putnam and Rockland counties and towns therein;

**Therefore, be it resolved** that the Riverhead Town Board expresses its thanks and appreciation to Senator LaValle and Assemblywoman Acampora for agreeing to sponsor such legislation and pledges its full support to the senator and the assemblywoman in this important effort on behalf on Suffolk County and the Town of Riverhead

**THE VOTE**

Bartunek	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Sanders	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no			

**THE RESOLUTION  WAS  WAS NOT THEREFORE DULY ADOPTED**

TOWN OF RIVERHEAD

Tabled

Resolution # 1184

**ADOPTS A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF THE RIVERHEAD TOWN CODE (RIVERFRONT CORRIDOR ZONING USE DISTRICT)**

COUNCILWOMAN SANDERS offered the following resolution, was seconded by COUNCILMAN DENSIJEKI:

**WHEREAS**, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider a local law to amend Chapter 108 entitled, "Zoning" (Riverfront Corridor Zoning Use District) of the Riverhead Town Code; and

**WHEREAS**, a public hearing was held on the 7<sup>th</sup> day of December, 2004 at 7:20 o'clock p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard; and

**WHEREAS**, the proposed local law was referred to the Suffolk County Planning Commission in accordance with General Municipal Law §239-m.

**NOW THEREFORE BE IT RESOLVED**, that the proposed Local Law is a Type I action pursuant to 6 NYCRR §617.4(b)(2) but that no further State Environmental Quality Review compliance is required because the adoption of the subject Local Law is being carried out in conformance with the conditions and thresholds established for such action in the Generic Environmental Impact Statement prepared and accepted for the Town of Riverhead Comprehensive Plan and its Findings Statement on November 3, 2003, and be it further

**RESOLVED**, that a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code is hereby adopted as specified in the attached notice of adoption; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to publish the attached notice of adoption once in the News Review newspaper and to post same on the signboard at Town Hall; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a

certified copy of this resolution to the Riverhead Planning Board; the Riverhead Planning Department; the Riverhead Building Department and the Office of the Town Attorney.

THE VOTE  
Bartunek  yes \_\_\_ no Sanders  yes \_\_\_ no  
Blass  yes \_\_\_ no Densieski  yes \_\_\_ no  
Cardinale  yes \_\_\_ no  
THE RESOLUTION  WAS \_\_\_ WAS NOT  
THEREFORE DULY ADOPTED

# Tabled

**TOWN OF RIVERHEAD  
NOTICE OF ADOPTION**

**PLEASE TAKE NOTICE**, that the Town Board of the Town of Riverhead adopted a local law to amend Chapter 108 entitled, "Zoning" (Riverfront Corridor Zoning Use District) of the Riverhead Town Code at its regular meeting held on December 21, 2004 as follows:

**§ 108. Riverfront Corridor (RFC) Zoning Use District**

**(1) Purpose and Intent.**

The intent of the Riverfront Corridor (RFC) Zoning Use District is to provide for a mix of residential, commercial and recreational uses that are in harmony with the natural habitat and ecologically sensitive areas of the Peconic River.

**(2) Uses.**

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

**A. Permitted Uses**

- (1) Dwelling, one-family
- (2) River-related retail uses
- (3) Non-motorized open space recreation uses

**B. Special Permit Uses**

- (1) Bed and breakfast establishments
- (2) Country inns

**C. Accessory uses.**

Accessory uses shall include those uses customarily incidental to any of the above permitted uses or specially permitted uses when located on the same lot. Specifically permitted are the following:

**(3) Lot, yard, bulk, & height requirements.**

- A. No buildings shall be erected nor any lot or land area utilized unless in conformity with the Zoning Schedule incorporated into this chapter by reference and made a part hereof with the same force and effect as if such requirements were herein set forth in full as specified in said schedule, except as may be hereafter specifically modified.
- B. In order to foster environmental conservation as well as preservation of the Town's scenic and rural quality, all properties shall have open space to be designed as follows:

- (1) At least fifty (50) percent in open space areas planted with native species or left in its undisturbed natural form in order to enhance the appearance and function of wetlands and other native habitats. The remaining open space portion on the property shall be attractively landscaped with lawns, shrubs, flowerbeds, or non-impervious recreation areas.

#### **(4) Supplementary requirements**

The following design and parking requirements shall apply:

##### **A. Design Standards.**

- (1) Driveway openings and curb cuts shall be aligned with the existing curb cuts along major arterial roads, in order to reduce the potential addition of traffic lights and conflicting turning movements.
- (2) In order to protect the health of the waterways, the use of lawns and other plantings which rely on fertilizers and herbicides is strongly discouraged along areas bordering waterfronts.

##### **B. Buffering and Transitions.**

- (1) Trash / dumpster areas shall be screened from view of streets, sidewalks, pedestrian pathways, and windows of residential buildings, pursuant to §98-8.

##### **C. Parking Standards,**

- (1) The number of off-street parking spaces in the Riverfront Corridor (RFC) Zoning Use District shall be provided in accordance with §108-60.
- (2) Curb cuts to parking lots shall be minimized by sharing driveways and consolidating entrances for access to adjacent parking lots.
- (3) Planted berms shall be used to screen the view of automobiles from public roadways.
- (4) In order to soften the appearance of parking lots, parking lots shall be landscaped with ground cover, grasses, or low shrubs for at least 15 percent of their land area. This landscaping requirement is in addition to the 70 percent parcelwide landscaping mentioned above.
- (5) Parking lots with twenty-one (21) or more spaces shall have "orchard" planting for shade: 1 tree per 10 off-street spaces. Such trees shall be spread throughout the parking lot, rather than clustered only along the edges.
- (6) In order to provide groundwater recharge and minimize runoff, at least one of the following stormwater management techniques shall be used in parking lots where underlying soils support infiltration of precipitation to the groundwater:

- a. Entire parking areas shall be surfaced with gravel, rather than pavement.
- b. Where sanding and salting are not used in the winter, low-traffic or seasonal parking-overflow areas of the parking lot shall be surfaced with porous pavement or gravel.
- c. Landscaped areas of the parking lot shall be sited, planted, and graded in a manner to provide infiltration and detention of runoff from paved areas.

Dated: Riverhead, New York  
December 21, 2004

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

**BARBARA GRATTAN, Town Clerk**

\*\*12/29/2004

Adopted

Tabled

12/21/04

TOWN OF RIVERHEAD

Resolution # 1185

**ADOPTS A LOCAL LAW TO AMEND THE ZONING USE MAP OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK (RIVERFRONT CORRIDOR ZONING USE DISTRICT)**

COUNCILMAN BARTUNEK offered the following resolution, was seconded by COUNCILWOMAN BLASS:

**WHEREAS**, the Town Clerk was authorized to publish and post public notices to hear all interested persons to consider amending Chapter 108 which amendments would implement the commercial components of the Town of Riverhead Comprehensive Plan adopted on November 3, 2003; and

**WHEREAS**, the map was published in conjunction with the proposed amendments to the text of Chapter 108 for the Riverfront Corridor Zoning Use District, which was held on the 7th day of December, 2004 at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notices, and all persons wishing to be heard were heard, and

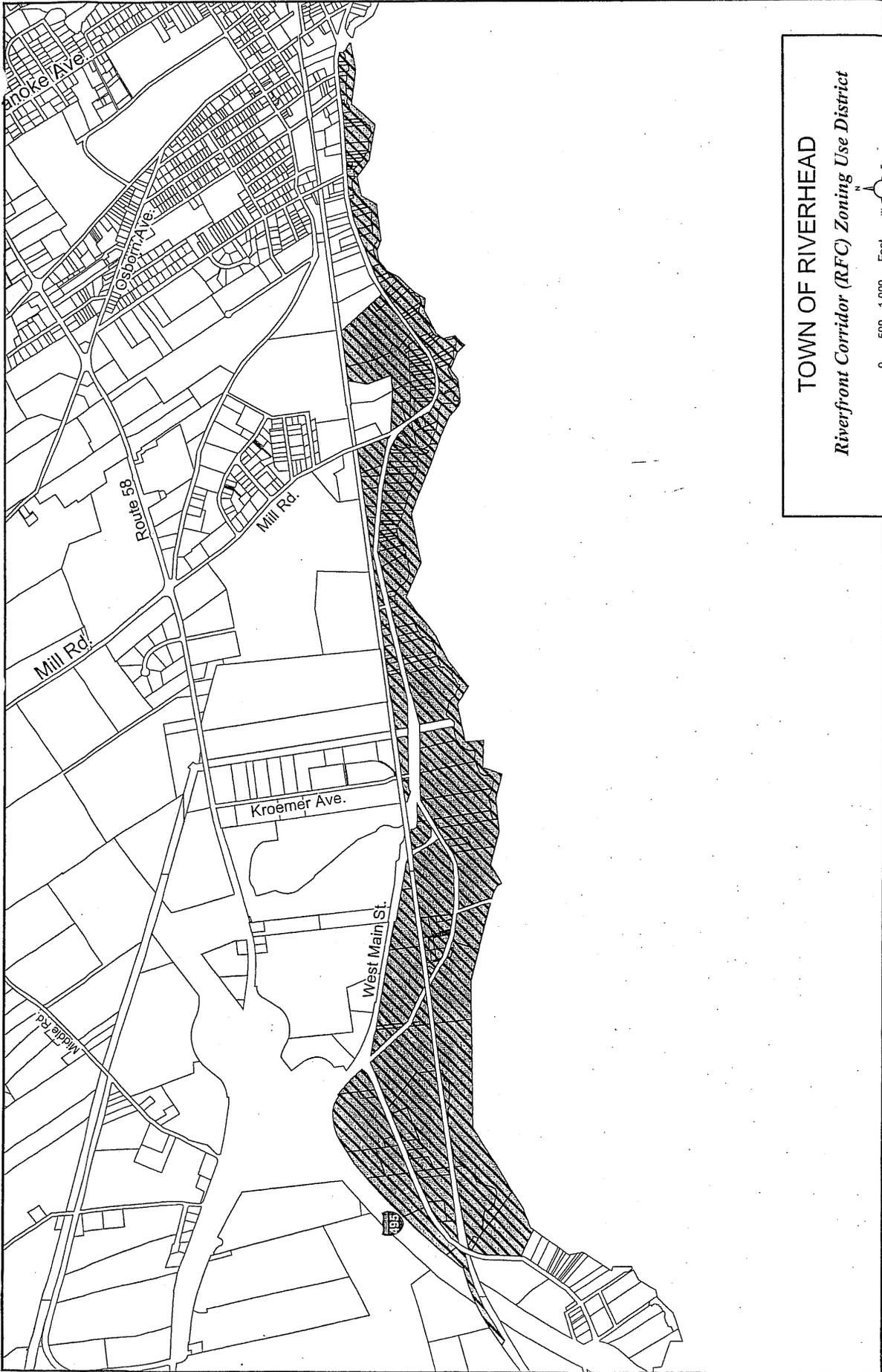
**WHEREAS**, that the amended map was referred to the Suffolk County Planning Commission in accordance with General Municipal Law §239-m,

**NOW THEREFORE BE IT RESOLVED**, that the adoption of the amendment to the Zoning Map is a Type I action pursuant to 6 NYCRR §617.4(b)(2) but that no further State Environmental Quality Review compliance is required because the adoption of the subject Local Law is being carried out in conformance with the conditions and thresholds established for such action in the Generic Environmental Impact Statement prepared and accepted for the Town of Riverhead Comprehensive Plan and its Findings Statement on November 3, 2003, and be it further

**RESOLVED**, that the attached Zoning Map, Town of Riverhead, Suffolk County, New York be and is hereby adopted as specified in the attached notice of adoption; and be it further

**TOWN OF RIVERHEAD  
NOTICE OF ADOPTION**

**PLEASE TAKE NOTICE**, that the Town Board of the Town of Riverhead adopted an amended Zoning Map, Town of Riverhead, Suffolk County at its regular meeting held on December 21, 2004 as follows:



**TOWN OF RIVERHEAD**  
*Riverfront Corridor (RFC) Zoning Use District*

0 500 1,000 Feet

1 inch equals 2,000 feet

Source: Town of Riverhead Planning Department, 21 December 2004;  
 Suffolk County Real Property Tax Service Agency, Copyright 2003, County of Suffolk, NY

Riverfront Corridor (RFC) Zoning Use District

Dated: Riverhead, New York  
December 21, 2004

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

**BARBARA GRATTAN, Town Clerk**

**RESOLVED**, that the Town Clerk be and is hereby authorized to publish the attached notice of adoption once in the News Review and to post same on the signboard at Town Hall; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to the Riverhead Planning Board; the Riverhead Planning Department and the Riverhead Building Department and the Office of the Town Attorney.

\*\*12/29/2004

Councilwoman Sanders offered to bring the resolution off the table, which was seconded by Councilwoman Blass. All voted in favor of taking the resolution off the table.

Councilman Bartunek offered the following resolution, which was seconded by Councilwoman Blass.

Bartunek-YES, SANDERS-Y  
BLASS-YES, DENSIESKI-ABSTAIN  
CARDINALE-YES

The resolution is adopted.

THE VOTE  
Bartunek  yes \_\_\_ no Sanders  yes \_\_\_ no  
Blass  yes \_\_\_ no Densieski  yes \_\_\_ no  
Cardinale  yes \_\_\_ no  
THE RESOLUTION  WAS \_\_\_ WAS NOT  
THEREFORE DULY ADOPTED.

~~Tabled~~

\*\*12/29/2004.

# Adopted

# Tabled

12/21/04

## TOWN OF RIVERHEAD

Resolution # 1186

### ADOPTS A LOCAL LAW TO AMEND THE ZONING USE DISTRICT SCHEDULE OF THE TOWN OF RIVERHEAD (RIVERFRONT CORRIDOR ZONING USE DISTRICT)

COUNCILMAN DENSIESKI offered the following resolution, was seconded  
by COUNCILMAN BARTUNEK :

**WHEREAS**, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider amending Chapter 108 which amendment would implement the commercial components of the Town of Riverhead Comprehensive Plan adopted on November 3, 2003; such local law entitled, "Riverfront Corridor Zoning Use District"; and

**WHEREAS**, the requisite public hearing necessary to adopt the aforementioned district as well as the amended bulk schedule was held on September 23, 2004, at Riverhead Town Hall, located at 200 Howell Avenue, Riverhead, NY, and all interested persons were heard; and

**WHEREAS**, the Town Board has adopted an amendment to Chapter 108 entitled "Zoning" to create the Riverfront Corridor Zoning Use District; and

**WHEREAS**, the amended zoning use district with its respective performance criteria should be reflected in the Zoning Use District Schedule.

**NOW THEREFORE BE IT RESOLVED**, that the Town of Riverhead Zoning Use District Schedule shall be amended as specified in the attached notice of adoption; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to the Riverhead Planning Board; the Riverhead Planning Department and the Riverhead Building Department and the Office of the Town Attorney.

Councilwoman Sanders moved to take the resolution off the table, which was seconded by Councilwoman Blass. All in favor of taking the resolution off the table.

THE VOTE

Bartunek	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Sanders	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Blass	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	Densieski	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
Cardinale	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no			

THE RESOLUTION ~~WAS~~  WAS NOT THEREFORE DULY ADOPTED

Councilman Bartunek offered the resolution, which was seconded by Councilwoman Blass.

Cardinale-yes, Bartunek-yes, Densieski-ABSTAIN, Sanders-yes. The resolution is adopted.

# Tabled

**TOWN OF RIVERHEAD  
NOTICE OF ADOPTION**

**PLEASE TAKE NOTICE**, that the Town Board of the Town of Riverhead adopted an amended Zoning Use District Schedule, Town of Riverhead, Suffolk County at its regular meeting held on December 21, 2004 as follows:

ZONING  
108 Attachment --  
Town of Riverhead  
Commercial Districts Schedule of Dimensional Regulations  
Adopted 12-21-2004 by L.L. No. -- 2004

Zoning Use District	Min. lot area (square feet)	Min. lot width at front street (feet)	Building lot coverage (footprint)			Floor area ratio (FAR)			Side yards, interior lots						
			Maximum without sewer (%)	Maximum with sewer (%)	Maximum with Transfer of Develop. Rights (%)	Maximum without sewer	Maximum with sewer	Maximum with Transfer of Develop. Rights	Minimum front yard depth (feet)	Min. depth for each side (feet)	Min. combined depth for 2 sides (feet)	Min. depth, corner lots facing side street (feet)	Minimum rear yard depth (feet)		
Riverfront Corridor (RFC)	80,000	200	8	NA	NA	25	35 (N1)	0.15	NA	NA	100	30	60	100	100

NOTES:  
N1: Not to exceed two (2) stories

Dated: Riverhead, New York  
December 21, 2004

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

**BARBARA GRATTAN, Town Clerk**

12.21.04

ADOPTED

TOWN OF RIVERHEAD

Resolution # 1187

PAYS BILLS

THE VOTE

5 Yes's

The Resolution Was  Thereupon Duly Declared Adopted