

SEPTEMBER 16, 2014

CDA RESOLUTION LIST:

CDA

- Res. #17** Authorizes the Chairman to Execute a License Agreement with Mad Scary Films and Del Valle Productions, Inc.
- Res. #18** Grants License to the FBI for Bomb Technician Training at EPCAL

TOWN BOARD RESOLUTION LIST:

- Res. #641** Authorizes Acceptance of Eleven Employees' Retirement Pursuant to the Early Retirement Incentive Program Chapter 37, Article V, for Eligible Full-Time Employees who are Police Officers and Members of Riverhead Police Benevolent Association, Inc., (PBA); or Members of the Superior Officers Association, Inc., (SOA); or Eligible Full-Time Employees who are Members of the Civil Service Employees' Association, Inc., (CSEA) Or Eligible Full-Time Employees Pursuant to Individual Contract/Resolution
- Res. #642** Confirms Sewer Rent Calculation Policy for Riverhead Sewer District
- Res. #643** Claims Lead Agency and Classifies Action, Special Permit of Lighthouse Yacht Club and Calls Public Hearing
- Res. #644** Awards Bid for Charter Coach Transportation
- Res. #645** Authorization to Publish Advertisement for Dowflake Xtra Calcium Chloride for the Town of Riverhead
- Res. #646** Authorization to Publish Advertisement for Food & Meat Products for the Town of Riverhead
- Res. #647** Authorization to Publish Advertisement for Propane for the Town of Riverhead
- Res. #648** Awards Bid for Truck Parts
- Res. #649** Authorizes Public Hearing Regarding Extension of Riverhead Sewer District – Jaral East End Hotel Corporation East Main Street, Riverhead, NY

- Res. #650** Determines that the Real Property Located at 852 Roanoke Avenue, Riverhead, New York, 11901, also Known as Suffolk County Tax Map No. 600-107-02-037.00, is Unsightly and/or an Environmental Public Nuisance Whereby Such Conditions May Cause a Fire Hazard, Create a Nuisance, Obstruct Visibility or Furnish a Potential Harborage or Breeding Place for Disease-Carrying Animals, Insects, Arthropods or Snakes and Directs the Engineering Department to Facilitate Abatement and Remediation of Such Condition(s) on Such Real Property
- Res. #651** Approves Chapter 90 Application of Darkside Productions Inc. (Haunted House Walk-Through, October 3rd, 2014 – November 2nd, 2014)
- Res. #652** Approves the Chapter 90 Application of East End Rowing Institute Ltd (November 9, 2014)
- Res. #653** Approves of the Chapter 90 Application of Abate of NY Long Island Chapter (St. Mary’s Food & Toy Run - Sunday, November 2, 2014)
- Res. #654** Approves the Chapter 90 Application of George M. Bartunek (16th Annual Antique Car Show – September 28, 2014)
- Res. #655** Approves the Chapter 90 Application of Long Island Antique Power Association (Fall Festival – October 4th & 5th, 2014)
- Res. #656** Ratifies the Approval of the Chapter 90 Application of the Long Island Moose Classic Car Club (Car Show – Sunday, September 14, 2014)
- Res #657** Approves the Chapter 90 Application of Race Awesome, Inc. (Jamesport Triathlon – July 25th & 26th, 2015)
- Res. #658** Approves Chapter 90 Application of Railroad Museum of Long Island (“Toy Train Play Days” – October 11th & 12th, 2014)
- Res. #659** Authorizes the Supervisor to Execute a License Agreement with the Survival Race LLC for Utilization of Town Police Personnel and Vehicles
- Res. #660** Adopts a Local Law to Amend Chapter 108 Entitled “Zoning” of the Code of the Town of Riverhead (Commercial Solar Energy Production Systems)
- Res. #661** Authorizes the Acceptance of the Resignation of Martin Sendlewski as a Municipally Appointed Director in the Riverhead Business Improvement District Management Association, Inc.: Further Authorizes the Appointment of William Andes, Jr., Esq., as a Municipally Appointed Director in the Riverhead Business Improvement District Management Association, Inc.

- Res. #662** Authorizes the Release of a Site Plan Security of Peconic Management Group LLC
- Res. #663** Authorizes Town Clerk to Publish and Post a Public Notice for a Local Law to Consider Amendment to Chapter 106 Entitled "Waterways" of the Riverhead Town Code
- Res. #664** Authorizes Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled "Zoning" of the Riverhead Town Code
- Res. #665** Awards Bid for Annual Diesel Maintenance for the Riverhead Water District
- Res. #666** Extends Bid Contract for Calcium Hypochlorite Tablets
- Res. #667** Appoints a Cook to the Seniors Program (Melissa Muller)
- Res. #668** Authorizes Town Clerk to Publish and Post a Public Notice to Consider a Local Law to Amend Chapter 108 Entitled "Zoning" of the Riverhead Town Code (Article XX. Subdivision Regulations)
- Res. #669** Authorizes Town Clerk to Publish and Post a Public Notice to Consider a Local Law to Amend Chapter 110 Entitled "Stormwater Management and Erosion and Sediment Control" of the Riverhead Town Code
- Res. #670** Appoints A Recreation Aide Level II to the Recreation Department (Scott Tocci, Jr.)
- Res. #671** Pays Bills
- Res. #672** Authorizes Bow Hunting for Deer on Town Property at Enterprise Park at Calverton (SCTM No. 600-135-1-7.33, et al.); 1751 Sound Avenue, Calverton (SCTM No. 600-60-1-2); 437 Youngs Avenue, Riverhead (SCTM No. 600-80-2-6.1; Middle Road, Riverhead (SCTM No. 600-80-2-10.1), from October 6, 2014, to November 30, 2014, Inclusive
- Res. #673** Grants Special Use Permit of R & K Precision Autoworks, Inc.

**TOWN OF RIVERHEAD
COMMUNITY DEVELOPMENT AGENCY**

Resolution # 17

**AUTHORIZES THE CHAIRMAN TO EXECUTE A LICENSE AGREEMENT
WITH MAD SCARY FILMS AND DEL VALLE PRODUCTIONS, INC.**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Riverhead hereby authorizes the Chairman to execute a License Agreement (copy attached herewith) between the Town of Riverhead Community Development Agency and Mad Scary Films and Del Valle Productions, Inc. in connection with the utilization of a portion of the Western Runway/Taxiway, and the Henry Pfieffer Center at the Town of Riverhead-Enterprise Park at Calverton Grumman Boulevard/River Road, Calverton for filming on September 22 or 23, 2014, depending on weather; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Mad Scary Films and Del Valle Productions, Inc.; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No

Wooten Yes No

Gabrielsen Yes No

Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

LICENSE AGREEMENT

This Contract is made and entered into as of this ____ day of September, 2014, by and between **Mad Scary Films** and **Del Valle Productions, Inc.** having places of business at _____, respectively (hereinafter collectively referred to as the **“Film Companies”**), and the **Town of Riverhead Community Development**, a urban renewal agency, with offices located at 200 Howell Avenue, Town of Riverhead, County of Suffolk and State of New York:

WHEREAS, the Town of Riverhead Community Development Agency currently owns approximately 2,124.319 +/- acres at Enterprise Park at Calverton; and

WHEREAS, the Film Companies wish to utilize specified locations located with the Enterprise Park owned by the Town of Riverhead Community Development Agency for the purposes of filming of production film entitled “The Mark”; and

WHEREAS, the Town of Riverhead Community Development Agency has agreed to permit the utilization for said production at the Western Runway/Taxiway at Enterprise Park at Calverton and the use of the Henry Pfeifer Recreation Center as depicted on Exhibit “A” attached hereto and made part hereof; and

WHEREAS, the Film Companies and the Town of Riverhead Community Development Agency have agreed to terms and conditions under which the Film Companies will be granted the use of said locations.

NOW THEREFORE, in consideration of the mutual covenants hereinafter set forth, the parties agree as follows:

1. Use of Property: The Town hereby grants the Film Companies permission to utilize the Western Runway/Taxiway and the Henry Pfeifer Recreation Center at Enterprise Park, Calverton, New York as depicted on Exhibit "A" on September 22 or 23, 2014 (depending on weather) for the aforementioned purposes.
2. Cleanup: The Film Companies agrees to provide cleanup and removal of any debris or props deposited by reason of its actions in connection with the Agreement.
3. Compliance With Laws: the Film Companies agrees at all times to comply with all applicable federal, state, county and municipal laws, regulations, ordinances, codes and restrictions, including, without limitation, compliance with Article 28 of the New York State Tax Law and applicable regulations thereunder, and will secure any and all permits or licenses required for its activities and operations carried out at the locations.
4. Compensation: In exchange for License set forth above for the use of the aforementioned location, the Film Companies will pay the Town of Riverhead Community Development Agency a license fee in the amount of THREE HUNDRED DOLLARS (\$300.00). All sums payable by the Film Companies under this Agreement shall be made at the time this agreement is signed by the Film Companies.
5. Responsibilities of the Film Companies: Subject to the terms of this

Agreement, the Film Companies will be responsible for carrying out and shall have exclusive control of all operations associated with the Event and related activities, including without limitation, and shall diligently and continuously engage in such cleanup efforts so that the cleanup will be accomplished as soon as reasonably practicable (but in no event later than two days thereafter). All locations will be restored to the condition that existed prior to the Event (hereafter, the "restoration") and be completely clean and free of clutter and debris.

6. Insurance and Indemnification: The Film Companies will be responsible for providing comprehensive general liability insurance in the amount of not less than \$2,000,000 and automobile liability insurance coverage of not less than \$2,000,000.00 with a company or companies reasonably satisfactory to the Town of Riverhead Community Development Agency. The Film Companies shall provide certificates of the foregoing insurance, showing the Town of Riverhead Community Development Agency as an additional insured to the extent of their interest. Finally, the Film Companies, individually and severally, agree to indemnify and hold harmless the Town of Riverhead and their respective officers, employees, agents, representatives and officials from any and all loss or liability associated with the Events and related activities described herein, including liability for damages to property or for injuries or death to persons which may arise from, or be attributable or incident to the use by North Six, Inc., and its employees, agents, representatives and concessionaires, of the aforementioned. With respect to any suit or claim by the Town of Riverhead Community Development Agency, whether under this indemnification provision or otherwise, the Film Companies for

itself, its agents, employees and representatives, hereby expressly waive any defense which might preclude or limit either enforcement of this indemnification clause or any reasonable attorney's fees incurred by the Town securing compliance with the provision of this indemnification agreement.

7. Hazardous Substances: (A) Generally, shall not generate, store, manufacture, refine, transport, treat, dispose of or otherwise permit to be present on or about the licensed premises, any Hazardous Substances (other than Hazardous Substances (x) customary used in connection with operation. As used herein, the term "Hazardous Substances" shall mean any flammables, explosives, radioactive materials, Hazardous waste, hazardous and toxic substances or related materials, asbestos or any materials containing asbestos, or any other hazardous or toxic substance material as defined by any Federal, State or Local environment law, rule or regulation, including, without limitation, the resource conservation and recovery act of 1976, as amended from time to time the comprehensive environmental response, compensation and liability act 1980., as amended from time to time, the toxic substances control act as amended from time to time, the Hazardous material transportation act, as amended from time to time ant the regulations adopted and the publications promulgated pursuant to each of the foregoing.

8. Successors and Assigns. This agreement shall be binding upon and inure to the benefit of the respective successors and assigns of the parties; provided, however, that nothing herein shall be deemed to permit the assignment of this Agreement by either party without the express written

consent of the other party.

9. Entire Agreement. This contract constitutes the entire agreement between the parties and no further agreement, express or implied, written or oral, exists with respect to the subject matter of this document.

10. Governing Law. This Agreement shall be governed by and construed in accordance with the laws of the State of New York.

IN WITNESS WHEREOF, the Film Companies have caused this instrument to be signed in its corporate name and the Town of Riverhead Community Development Agency has caused this instrument to be signed in its municipal name, hereunto duly authorized, as of the day and the year first above written.

MAD SCARY FILMS

By: _____

DEL VALLE PRODUCTIONS, INC.

By: _____

TOWN OF RIVERHEAD COMMUNITY
DEVELOPMENT AGENCY

By: _____
Sean M. Walter, Chairman

**TOWN OF RIVERHEAD
COMMUNITY DEVELOPMENT AGENCY**

Resolution # 18

**GRANTS LICENSE TO THE FBI FOR BOMB TECHNICIAN
TRAINING AT EPCAL**

Councilman Wooten offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Federal Bureau of Investigation (FBI) at the request of Suffolk County Police Department in conjunction has expressed its desire for use of the 7,000 linear foot runway at EPCAL property to conduct bomb technician training (Vehicle Borne ED-VBIED Counter measure School) for certified public safety bomb squad personnel on the dates of October 6, 2014 through October 10, 2014; and

WHEREAS, the FBI has provided assurances that a hold safe and harmless (Liability Waiver) will be signed by all participants; and

WHEREAS, the FBI, with assistance of the Suffolk County Police will ensure that proper safety and fire control measures are in place and that the premises will be swept clean and free of clutter and debris and

WHEREAS, the training being provided by the FBI provides a realistic training opportunity for the public safety bomb squad personnel who may be called upon to respond to a terrorist or bombing event; and

WHEREAS, the CDA desires to grant a license for use of the 7000 foot runway to FBI for the above referenced bomb technician training.

NOW, THEREFORE, BE IT RESOLVED that the CDA hereby grants the FBI a License to use the 7000 foot runway for the described bomb technician training (Vehicle Borne ED-VBIED Counter measure School) from October 6, 2014 to October 10, 2014 with the following conditions: (1) that Liability Waivers be signed by all participants; (2) that the premises be promptly restored to the existing condition after use by the FBI; (3) that appropriate fire suppression, fire safety controls be used; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to Federal Bureau of Investigation, 26 Federal Plaza, New York,

New York 10278; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed a copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No
Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 641

AUTHORIZES ACCEPTANCE OF ELEVEN EMPLOYEES' RETIREMENT PURSUANT TO THE EARLY RETIREMENT INCENTIVE PROGRAM CHAPTER 37, ARTICLE V, FOR ELIGIBLE FULL-TIME EMPLOYEES WHO ARE POLICE OFFICERS AND MEMBERS OF RIVERHEAD POLICE BENEVOLENT ASSOCIATION, INC., (PBA); OR MEMBERS OF THE SUPERIOR OFFICERS ASSOCIATION, INC., (SOA); OR ELIGIBLE FULL-TIME EMPLOYEES WHO ARE MEMBERS OF THE CIVIL SERVICE EMPLOYEES' ASSOCIATION, INC., (CSEA) OR ELIGIBLE FULL-TIME EMPLOYEES PURSUANT TO INDIVIDUAL CONTRACT/RESOLUTION

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Town Board conducted a public hearing on May 6, 2014, to consider a local law to amend Chapter 37 entitled "Retirement" of the Riverhead Town Code; and

WHEREAS, the Town Board enacted a local law codified as Chapter 37 (Article V) in the Riverhead Town Code entitled "Early Retirement Incentive Program For Eligible Full-Time Employees Who Are Police Officers And Members Of The Riverhead Police Benevolent Association, Inc., (PBA), Or Members Of The Superior Officers Association, Inc., (SOA), Or Eligible Full-Time Employees Who Are Members of Civil Service Employees' Association, Inc., (CSEA), Or Eligible Full-Time Employees Pursuant To Individual Contract/Resolution" on May 21, 2014, pursuant to resolution number 374-2014; and

WHEREAS, the Town of Riverhead had reserved the right to establish a minimum percentage of eligibility participation in order to proceed with this program; and

WHEREAS, eleven Town of Riverhead eligible employees proffered their intention of retiring on or before December 30, 2014, namely, Emil Breitenbach, Verna Campbell, Ann Clinton, Richard Gadzinski, Joseph Hall, Timothy Hubbard, Chet Majewski, Christopher Parkin, Gary Pendzick, Vickie Vourakis and Richard Warner, in reliance upon the Town of Riverhead Early Retirement Incentive Program (Chapter 37, Article V) during the applicable retirement incentive window which ended on September 3, 2014; and

WHEREAS, it is the desire of the eleven afore-mentioned eligible Town of Riverhead employees and the intent of the Riverhead Town Board to authorize the eleven eligible employees to actually retire effective as of the respective dates delineated by each of the respective employees in their respective letters of resignation previously submitted to the town supervisor but no later than an effective retirement

date of December 31, 2014, with a last work day in the employ of the Town of Riverhead of no later than December 30, 2014;

NOW THEREFORE BE IT RESOLVED, that the Town of Riverhead waives its right to establish a minimum percentage of eligibility participation solely related to this specific Town of Riverhead Early Retirement Incentive Program (Chapter 37, Article V, eligible full-time employees who are police officers and members of the Riverhead Police Benevolent Association, Inc., (PBA), or members of the Superior Officers Association, Inc., (SOA), or eligible full-time employees who are members of the Civil Service Employees' Association, Inc., (CSEA), or eligible full-time employees pursuant to individual contract/resolution) but reserves the right to establish a minimum percentage of eligibility participation regarding any other future retirement incentive programs.

BE IT FURTHER RESOLVED, that the Town of Riverhead formally offers the Town of Riverhead Early Retirement Incentive Program (Chapter 37, Article V) to the eleven eligible full-time employees, namely: Emil Breitenbach, Verna Campbell, Ann Clinton, Richard Gadzinski, Joseph Hall, Timothy Hubbard, Chet Majewski, Christopher Parkin, Gary Pendzick, Vickie Vourakis and Richard Warner.

BE IT FURTHER RESOLVED, that the Town of Riverhead authorizes and accepts the retirement of the above-named eligible employees with a respective effective retirement date as stated in each of the respective eligible full-time employees' respective letters of resignation but no later than December 31, 2014, in recognition that the above-named eligible employees last day of work in the employ of the Town of Riverhead shall be no later than December 30, 2014, pursuant to the terms and conditions of the early retirement incentive program adopted on May 21, 2014, pursuant to resolution number 374-2014.

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No
Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 642

**CONFIRMS SEWER RENT CALCULATION POLICY
FOR RIVERHEAD SEWER DISTRICT**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, the Riverhead Sewer District establishes sewer rents on an annual basis as set forth in Riverhead Town Code Section 87-3, and

WHEREAS, it has been the consistent policy and practice of the Town Board in setting the sewer rent rate and the annual budget of the District to cap single-family residential water consumption at 100,000 gallons per year which is consistent with flow established by the Suffolk County Department of Health sanitary flow and establish a minimum for all properties connected to District facilities of 30,000 gallons per year, and

WHEREAS, the Riverhead Town Board as governing body of the Riverhead Sewer District hereby determines to state and confirm this policy as herein stated.

NOW THEREFORE BE IT RESOLVED, that the Riverhead Town Board, as governing body of the Riverhead Sewer District, hereby determines and confirms the policy and practice of setting the sewer rent rate and the annual budget of the District to include a cap on single-family residential water consumption at 100,000 gallons per year which is consistent with flow established by the Suffolk County Department of Health sanitary flow and establish a minimum for all properties connected to District facilities of 30,000 gallons per year, and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to provide copy of this resolution to Sewer District Superintendent Michael Reichel, Board of Assessors, Financial Administrator William Rothaar, and Frank Isler, Esq.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No
Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 643

CLAIMS LEAD AGENCY AND CLASSIFIES ACTION, SPECIAL PERMIT OF Lighthouse YACHT CLUB AND CALLS PUBLIC HEARING

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from Nicholas Vero for Alex Galasso pursuant to Article XXVIA and Article XIII, Section 108-51 A. of the Riverhead Town Code to reconstruct and expand an existing restaurant building located on 1.6ac. of land zoned Residence B-80 (RB-80); such property more particularly described as SCTM 0600-86-2-17.2, 27, 28 and 29, and

WHEREAS, an Environmental Assessment Form and supporting documentation were submitted as part of the petition, and

WHEREAS, the Riverhead Planning Department has reviewed the submission and recommended it be considered a Type II action pursuant to 6NYCRR Part 617.5(c)(7) as construction or expansion of a nonresidential facility by less than 4,000sq.ft. gross floor area and not involving a change of zone or use variance, and

WHEREAS, pursuant to 617.3(f), 617.5(a) and 617.6(a)(1)(i), agency SEQR responsibilities end with this designation with no significance determination being necessary, and

WHEREAS, the Town Board desires to proceed to the requisite public hearing, now

THEREFORE, BE IT RESOLVED, that the Riverhead Town Board declares itself to be the lead agency for the special permit petition of Lighthouse Yacht Club which it hereby classifies as a Type II action for the purposes of SEQR compliance, and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to the Planning Department and to Alex Galasso, P.O. Box 1250 Aquebogue, NY 11931 and is directed to publish and post the following notice of public hearing in the September 25, 2014 issue of the Riverhead News Review, and

BE IT FURTHER RESOLVED, that all Town Hall departments may review and obtain a copy of this resolution from the Electronic Storage Device and, if needed, a certified copy of same may be obtained from the office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No
Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at Riverhead Town Hall, 200 Howell Ave., Riverhead, New York on October 7, 2014 at 2:05 PM to consider the special use permit of Lighthouse Yacht Club to reconstruct and expand an existing restaurant building located on 1.6ac. of land zoned Residence B-80 (RB-80); such property being located at 229 Meetinghouse Creek Road and more particularly described as SCTM 0600-86-2-17.2, 27, 28 and 29.

Dated: Riverhead, New York
September 16, 2014

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

TOWN OF RIVERHEAD

Resolution # 644

AWARDS BID FOR CHARTER COACH TRANSPORTATION

Councilman Wooten offered the following resolution,

which was seconded by Councilman Gabrielsen

WHEREAS, the Town Clerk was authorized to publish and post a notice for sealed bids for **CHARTER COACH TRANSPORTATION** for the Town of Riverhead and;

WHEREAS, 2 bids were received and opened at 2:00 pm on AUGUST 25, 2014 at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place given in the Notice to Bidders.

NOW THEREFORE BE IT RESOLVED, that the bid for **CHARTER COACH TRANSPORTATION** for the Town of Riverhead be and hereby is, awarded to HAMPTON JITNEY for prices on the attached.

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No

Gabrielsen Yes No

Wooten Yes No

Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

HJ

Categories	38 passenger Coach Bus pick-up and Return the same day	Pick-up on one day and Return Another Day	Increase in Charge for change to a 51 passenger Coach	Increase in Charge for change to a 51 passenger Coach Pick-up on one day and Return Another Day	Increase in charge for change to a 54 56 passenger Coach	Increase in charge for change to a 54- 56 passenger Coach Pick-up on one day and Return Another Day
Trips up to 100 round trip miles & up to 8 hours	\$ 875	\$1750	ADD \$25 (\$900)	ADD \$50 (\$1800)	ADD \$35 (\$935)	ADD \$70 (\$1870)
Up to 100 round-trip miles & number of each additional hours beyond 8 hours	\$75/HR	\$75/HR	0 INCREASE (\$75/HR)	0 INCREASE (\$75/HR)	0 INCREASE (\$75/HR)	0 INCREASE (\$75/HR)
Trips from 101-200 round-trip miles & up to 10 hours	\$ 975	\$1950	ADD \$50 (\$1025)	ADD \$100 (\$2050)	ADD \$25 (\$1050)	ADD \$50 (\$2100)
From 101 to 200 round-trip miles & number of each additional hour beyond 10 hours	\$75/HR	\$75/HR	0 INCREASE (\$75/HR)	0 INCREASE (\$75/HR)	0 INCREASE (\$75/HR)	0 INCREASE (\$75/HR)
Trips from 201-300 round-trip miles & up to 12 hours	\$1125	\$2250	ADD \$25 (\$1150)	ADD \$50 (\$2300)	ADD \$50 (\$1200)	ADD \$100 (\$2400)
Trips from 201 to 300 round-trip miles & number of each additional hours beyond 12 hours	\$75/HR	\$75/HR	0 INCREASE (\$75/HR)	0 INCREASE (\$75/HR)	0 INCREASE (\$75/HR)	0 INCREASE (\$75/HR)
Trips from 301 to 400 round-trip miles & up to 15 hours	\$1375	\$2400	ADD \$25 (\$1400)	0 INCREASE (\$2400)	0 INCREASE (\$1450)	0 INCREASE (\$2400)
Trips from 301 to 400 round-trip miles & number of each additional hours up to 15 hours	\$75/HR	\$75/HR	0 INCREASE (\$75/HR)	0 INCREASE (\$75/HR)	0 INCREASE (\$75/HR)	0 INCREASE (\$75/HR)
Trips from 401-500 round-trip miles & up to 15 hours	\$1500	\$2500	ADD \$25 (\$1525)	0 INCREASE (\$2500)	0 INCREASE (\$1550)	0 INCREASE (\$2500)
Trips from 501 to 600 round trip miles & up to 15 hours	\$75/HR	\$75/HR	0 INCREASE (\$75/HR)	0 INCREASE (\$75/HR)	0 INCREASE (\$75/HR)	0 INCREASE (\$75/HR)
Trips from 601 to 750 round trip miles & up to 15 hours	\$2000	\$2600	ADD \$100 (\$2100)	0 INCREASE (\$2600)	ADD \$100 (\$2200)	0 INCREASE (\$2600)

2 DRIVERS.

HJ

BID SPECIFICATIONS FOR CHARTER BUSES

PLEASE READ CAREFULLY

1. DRIVER RESTRICTIONS:
Company must comply with US DOT hours of service regulations, drivers will not drive more than 10 hours during any 15 hours on duty without an 8 hour off duty period. During off duty periods, the coach shall not be occupied by passengers. If itinerary requires more than one driver, additional drivers may be employed onboard or exchanged en route for \$ 2.15.
2. DRIVER LODGING:
Chartering party will be responsible for individual hotel rooms for drivers on overnight trips. Overnight accommodations should be made at same hotel as charter party and if possible with motor coach parking.
3. PRICING:
All charter pricing will include anticipated highway tolls based on itinerary submitted. Parking, entrance fees and other miscellaneous expenses may or may not be included as specified in the charter details. All charter pricing is pending receipt of accurate and timed itinerary. If there is additional pricing for longer than extended contract fee state hourly rate, (\$ 75).
4. DEPOSIT/ PAYMENT:
If a deposit is required, please state terms.
5. CANCELLATION POLICY:
A full refund will be given if cancellation is received 7 days prior to departure date.

TOWN OF RIVERHEAD

Resolution # 645

**AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR DOWFLAKE XTRA
CALCIUM CHLORIDE FOR THE TOWN OF RIVERHEAD**

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Town Clerk is authorized to publish and post a notice to bidders for proposals for DOWFLAKE XTRA CALCIUM CHLORIDE for the Town of Riverhead and;

WHEREAS, the Town Clerk is hereby authorized to publish and post the following public notice in the SEPTEMBER 25, 2014 issue of the News Review.

NOW , THEREFORE BE IT, RESOLVED, that all Town Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD
NOTICE TO BIDDERS

Sealed bids for the purchase of DOWFLAKE XTRA CALCIUM CHLORIDE for the use in the Town of Riverhead, Riverhead, New York will be received at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York until 2:05 PM on OCTOBER 16, 2014 at which time they will be publicly opened and read aloud.

Specifications may be examined and/or obtained on SEPTEMBER 25, 2014 on the Town of Riverhead website at www.townofriverheadny.gov, click on bid requests.

Each proposal must be submitted on the form provided in sealed envelope clearly marked DOWFLAKE XTRA CALCIUM CHLORIDE 2014-15. Any and all exceptions to the specifications must be listed on a separate sheet of paper, bearing the designation 'EXCEPTIONS TO THE SPECIFICATIONS' and attached to the bid form.

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

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Diane M. Wilhelm, Town Clerk

TOWN OF RIVERHEAD

Resolution # 646

**AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR FOOD & MEAT PRODUCTS
FOR THE TOWN OF RIVERHEAD**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, the Town Clerk is authorized to publish and post a notice to bidders for proposals for FOOD & MEAT PRODUCTS for the Town of Riverhead and;

WHEREAS, the Town Clerk is hereby authorized to publish and post the following public notice in the SEPTEMBER 25, 2014 issue of the News Review.

NOW, THEREFORE BE IT, RESOLVED, that all Town Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No

Gabrielsen Yes No

Wooten Yes No

Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of FOOD & MEAT PRODUCTS 2014 for the use in the Town of Riverhead, Riverhead, New York will be received at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York until 2:05 PM on OCTOBER 16, 2014 at which time they will be publicly opened and read aloud.

Specifications may be examined and/or obtained on SEPTEMBER 25, 2014 on the Town of Riverhead website at www.townofriverheadny.gov, click on bid requests.

Each proposal must be submitted on the form provided in sealed envelope clearly marked FOOD & MEAT PRODUCTS 2014. Any and all exceptions to the specifications must be listed on a separate sheet of paper, bearing the designation 'EXCEPTIONS TO THE SPECIFICATIONS' and attached to the bid form.

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

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Diane M. Wilhelm, Town Clerk

TOWN OF RIVERHEAD

Resolution # 647

**AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR PROPANE
FOR THE TOWN OF RIVERHEAD**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Town Clerk is authorized to publish and post a notice to bidders for proposals for PROPANE for the Town of Riverhead and;

WHEREAS, the Town Clerk is hereby authorized to publish and post the following public notice in the SEPTEMBER 25, 2014 issue of the News Review.

NOW, THEREFORE BE IT, RESOLVED, that all Town Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No

Gabrielsen Yes No

Wooten Yes No

Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

Sealed bids for the purchase of PROPANE 2014-15 for the use in the Town of Riverhead, Riverhead, New York will be received at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York until 2:10 PM on OCTOBER 14, 2014 at which time they will be publicly opened and read aloud.

Specifications may be examined and/or obtained on SEPTEMBER 25, 2014 on the Town of Riverhead website at www.townofriverheadny.gov, click on bid requests.

Each proposal must be submitted on the form provided in sealed envelope clearly marked PROPANE 2014-15. Any and all exceptions to the specifications must be listed on a separate sheet of paper, bearing the designation 'EXCEPTIONS TO THE SPECIFICATIONS' and attached to the bid form.

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

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Diane M. Wilhelm, Town Clerk

TOWN OF RIVERHEAD

Resolution # 648

AWARDS BID FOR TRUCK PARTS

Councilman Wooten offered the following resolution,

which was seconded by Councilman Gabrielsen

WHEREAS, the Town Clerk was authorized to publish and post a notice for sealed bids for **TRUCK PARTS** for the Town of Riverhead and;

WHEREAS, 1 bid was received and opened at 2:00 pm on SEPTEMBER 3, 2014 at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place given in the Notice to Bidders.

NOW THEREFORE BE IT RESOLVED, that the bid for **TRUCK PARTS** for the Town of Riverhead be and hereby is, awarded to **LONG ISLAND TRUCK PARTS, INC.** for prices on the attached pages.

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

BIDDER: LONG ISLAND TRUCK PARTS, INC.

	GROUP	MANUFACTURER	DATE OF PRICE LIST	% DISCOUNT OFF MANUFACTURER'S PRICE LIST
1.	SHOCK ABSORBERS	MONROE	01/01/14	-55%
2.	BELTS & HOSES	GATES	01/01/14	-65%
3.	SPRINGS & HARDWARE	AUTOMANN	01/01/14	-55%
4.	AIR CONDITIONING PARTS & SUPPLIES	MAG	01/01/14	-55%
5.	EMISSIONS PARTS, SENSORS	PAI	01/01/14	-50%
6.	EXHAUST EQUIPMENT	GRAND ROCK	01/01/14	-60%
7.	WINDSHIELD WIPER MOTORS	PAI	01/01/14	-50%
8.	ELECTRONICS: POWER WINDOW & SEAT MOTORS, ETC.	BOSTRUM	01/01/14	-40%
9.	STARTERS & GENERATORS (REMANUFACTURED)	WILSON	01/01/14	-45%
10.	FUEL INJECTORS	D+W	01/01/14	-50%
11.	FUEL PUMPS	CARTER	01/01/14	-55%
12.	WATER PUMPS	BEPCO	01/01/14	-50%
13.	CAPS-OIL, FUEL RADIATOR	GATES	01/01/14	-65%
14.	BEARINGS/SEALS	BCA, TEMKEN, NATIONAL	01/01/14	-55%

	GROUP	MANUFACTURER	DATE OF PRICE LIST	% DISCOUNT OFF MANUFACTURER'S PRICE LIST
15.	GASKETS & SEALS (OIL SEALS, ETC.)	NATIONAL	01/01/14	-55%
16.	FRONT END (CHASSIS PARTS)	MOOG	01/01/14	-50%
17.	CHEMICALS-SPRAY CLEANER	LOCITE	01/01/14	-50%
18.	FILTERS-AIR, OIL PVC TRANSMISSION	BALDWIN	01/01/14	-70%
19.	UNIVERSAL JOINTS	SPICER	01/01/14	-55%
20.	TUNE UP PARTS, DISTRIBUTOR CAPS, ROTORS, WIRES, PLUGS, SWITCHES, ETC.	AC/DELCO	01/01/14	-35%
21.	BRAKE PARTS - ROTORS & DRUMS	EUCLED BENDIX GUNSTE	01/01/14	-50%
22.	BRAKE CALIPERS	EUCLED BENDIX	01/01/14	-50%
23.	BRAKE HYDRAULICS	EUCLED BENDIX	01/01/14	-50%

DELIVERY OF STOCK ITEMS MUST BE MADE WITHIN 15 MINUTES

PAY CLOSE ATTENTION TO THE WAY THE DISCOUNTS SHOULD BE CALCULATED. % OFF MANUFACTURER'S LIST PRICE ONLY

TOWN OF RIVERHEAD

Resolution # 649

**AUTHORIZES PUBLIC HEARING REGARDING EXTENSION OF RIVERHEAD
SEWER DISTRICT - JARAL EAST END HOTEL CORPORATION
EAST MAIN STREET, RIVERHEAD, NY**

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, it is necessary that a public hearing be held on the question of the extension of boundary of the Riverhead Sewer District to accommodate sewer connection for applicant Jaral East End Hotel Corporation for property located at East Main Street, Riverhead NY to include within the district premises described as Suffolk County Tax Map No. 0600-118-3-2.2 as more particularly shown on the attached map and plan dated July 1, 2014 as prepared by H2M Group as consulting engineers of the Riverhead Sewer District, and

WHEREAS, by resolution #440 adopted by the Riverhead Town Board at its meeting of June 2, 2010, a lateral sewer was approved to be constructed by the District at the sole cost and expense of the applicant, which lateral must be installed before the subject property can be connected to District facilities. The design and cost of the installation of the property connection shall be borne by the applicant and all necessary District easements for the aforementioned premises lateral and this extension must be obtained by the applicant at no cost to the District; and

WHEREAS, said improvements are proposed at no cost to the district but at proposed cost to the applicant of \$66,307.50 "No Net Nitrogen Increase" charges.

NOW THEREFORE BE IT RESOLVED as follows:

1. A public hearing will be held at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, on the 7th day of October, 2014 at 2:20 p.m. on the question of the extension of boundary of the Riverhead Sewer District in the Town of Riverhead, Suffolk County, New York, in the manner described in the preambles hereof, and to hear all persons in the subject thereof, concerning the same, and to take such action as is required or authorized by law.
2. The Town Clerk is hereby authorized and directed to cause a copy of this resolution to be published in the September 25, 2014 edition of The News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy thereof to be posted on the sign board of the town, such publication and posting to be made not less than ten nor more than twenty days before the date designated for the public hearing.

3. The project described in the preambles hereto is hereby determined to be an "unlisted action" under the State Environmental Quality Review Act, the implementation of which, as proposed, will not result in any significant environmental effects.
4. This order shall take effect immediately.

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

Dated: Riverhead, NY
September 16, 2014

BY ORDER OF THE TOWN BOARD OF
THE TOWN OF RIVERHEAD,
SUFFOLK COUNTY, NY

DIANE M. WILHELM, TOWN CLERK

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted



LEGEND:

- EXISTING SEWER DISTRICT BOUNDARY
- IN-DISTRICT
- PROPOSED SEWER DISTRICT EXTENSION

SCALE: 1" = 200'

Client

Town of Riverhead
 Jaral East End Hotel Corporation
 Sewer Connection - Map and Plan
 H2M Job No.: RDSD1402

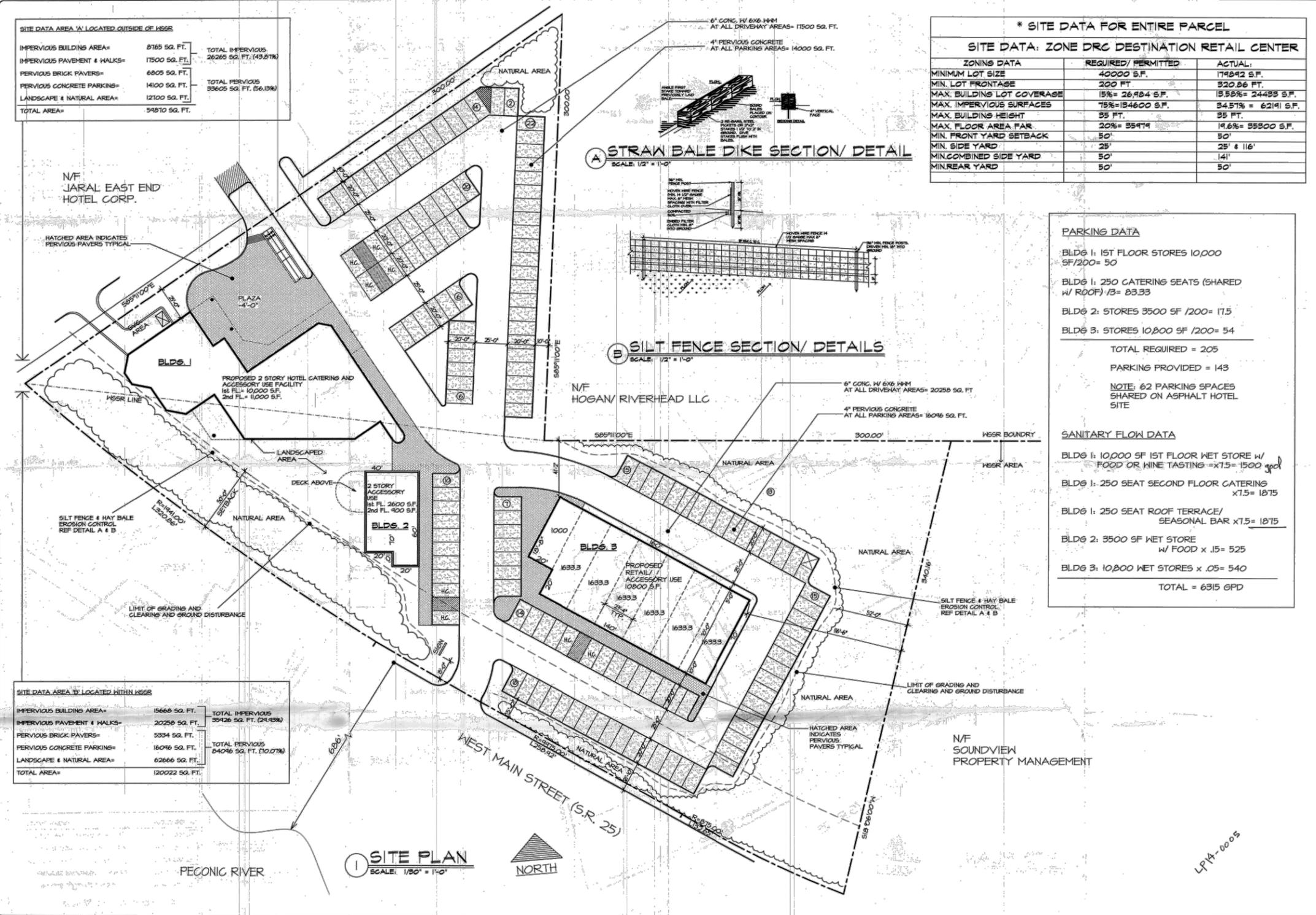
SHEET #
EXHIBIT A

DATE:
JUN 2014

AREA OVERVIEW MAP

REF. Drawing
 RDSD 1402

H	2	architects + engineers
M	M	
Melville, NY New City, NY	Albany, NY Parsippany, NJ	



ISSUE:
 4-11-12: PLANNING PRE SUBMISSION REVIEW
 10-12-12: OWNER REVIEW
 10-18-12: REVISED PER OWNER REVIEW
 12-28-12: OWNER REVIEW
 01-02-13: FOR DEC RESUBMISSION
 3-1-13 DRAINAGE DESIGN FOR PRICING
 3-22-13 REVISED FOR DEC VARIANCE
 8-16-13 FINAL REVISION FOR DEC VARIANCE
 4-16-13 PRELIMINARY SITE PLAN & ZONING REVIEW
 12-13-13 PARKING & SANITARY DATA

MARTIN F. SENDLEWSKI, A.I.A.
 ARCHITECT-PLANNER
 (631) 727-5352
 816 ROANOKE AVENUE
 RIVERHEAD, NEW YORK 11901

JARAL PROPERTIES RIVERHEAD
 WEST MAIN STREET
 RIVERHEAD, N.Y. 11901

TITLE:
 SITE PLAN
 PAYING OPTION A - PERVIOUS CONCRETE
 ACT# 0600-118-3-2.2

PROJECT#: 1216

CAD FILE:

DRAWING#:

SP-1

Client

Town of Riverhead
 Jaral East End Hotel Corporation
 Sewer Connection - Map and Plan
 H2M Job No.: RDSD1402

SHEET #
EXHIBIT B

DATE:
JUN 2014

PROPOSED SITE PLAN

REF. Drawing
 RDSD 1402

H 2 M architects + engineers

Melville, NY Albany, NY
 New City, NY Parsippany, NJ



architects + engineers

538 Broad Hollow Road, 4th Floor East
Melville, NY 11747

tel 631.756.8000
fax 631.694.4122

July 1, 2014

Supervisor Sean Walter and Town Board
Town of Riverhead
200 Howell Avenue
Riverhead, New York 11901-2596

**Re: Town of Riverhead/Riverhead Sewer District
Commercial Sewer District Extension (CSDE)
Jaral East End Hotel Corporation Map & Plan
Sewer Extension for SCTM: 0600-118-3-2.2
H2M Project No.: RDSO 14-02**

Dear Supervisor Walter and Town Board Members:

This Map and Plan has been prepared by H2M architects + engineers (H2M) to comply with the requirements of New York State (NYS) Law. Specifically, this Map and Plan identifies the basis on which the boundaries of the Riverhead Sewer District will be extended to include the referenced tax lot and provides an evaluation of existing capacity within downstream sanitary facilities. Following the evaluation of downstream sanitary facilities, it was determined that adequate capacity is available to accommodate the additional flow from the subject site, and no upgrades and/or expansion to existing sanitary collection, conveyance and treatment systems are necessary. This letter report also summarizes the chronological history associated with connecting the referenced tax lot and adjacent Hotel Indigo (i.e. former Best Western Hotel) to the Town of Riverhead Sewer District.

BACKGROUND

The subject site is an undeveloped property that is currently located outside of the existing Town of Riverhead Sewer District. The tax lot abuts West Main Street (NYS Rt. 25) to the south, Hotel Indigo (i.e. former Best Western Hotel) to the west, Tanger I Outlets (Tanger I) to the north and an unoccupied commercial property to the east (Exhibit A). The referenced property and Hotel Indigo are both owned by the Jaral East End Hotel Corporation. The Jaral East End Hotel Corporation purchased both properties in 2004 and continued operations of the former Best Western Hotel for six years following the transaction.

During the resumed operations of the Best Western Hotel, the new owner proposed to expand the amenities offered by the hotel, and labeled the development the Best Western Hotel Complex. Upon application to the Town of Riverhead for the development, the property owner was required to connect the Best Western Hotel to the sanitary collection system within the Riverhead Sewer District to comply with current Suffolk County Sanitary Code regulations and the Town's Sewer Use Ordinance.

An application for a sewer connection was ultimately submitted by the property owner in 2005 and a Map and Plan was prepared by H2M. The referenced Map and Plan was later revised in 2008, and for various reasons the Best Western Hotel Complex project did not move forward and the sewer connection was never constructed.

In 2010, a subsequent Map and Plan was drafted to re-evaluate the connection of this property based on changes to the downstream Town of Riverhead Sewer District infrastructure. The 2010 Map and Plan identified the point of connection for the Best Western Hotel Complex to be at a proposed gravity sewer extension located within an easement on Tanger I. The design of the proposed sewer system extension consisted of approximately 1,250 linear feet (LF) of 8-inch diameter DR-18 PVC sewer and 9 sanitary manholes.



The cost for this sewer system extension was estimated to be \$620,000 in 2010. This estimate was representative of total project costs, which included off-site construction (i.e. installation of gravity sewer and manholes on Tanger property), engineering design services, survey, legal counsel for easements, soil borings, printing, construction administration and inspection services. Funding for this project was 100% the responsibility of the applicant. In addition to paying for the proposed sewer extension, the applicant was also responsible to pay the Town's "No Net Nitrogen" charge and all costs associated with the design and construction of on-site sanitary systems necessary to connect to the proposed sewer extension.

The flow projection for the former Best Western Hotel Complex project was estimated to be 40,900 gallons per day. This flow projection was based on information provided by the owner's engineer.

Following the completion of the 2010 Map and Plan, the property owner made a partial payment to the Town of Riverhead in the amount of \$75,000. This deposit was used to fund engineering services to prepare design documents for the proposed sewer system extension on Tanger I. The plans and specifications were advanced to a draft level before the project was put on hold. The project was put on hold because the property owner abandoned the Best Western Hotel Complex project to re-evaluate their development vision. Soon after the abandonment of the Best Western Hotel Complex project the property owner unveiled their new plan, which resulted in the name change from Best Western to Hotel Indigo and included a full renovation of the existing hotel.

The renovation was completed in September 2010, and the hotel was re-opened. The guest-room capacity remained unchanged at 100 rooms, and the renovations included a restaurant, a fitness center, a business center, two meeting rooms totaling 8,000 square feet and a catering facility with a seating capacity of 250 seats. Subsequent to this renovation, H2M provided a project cost update letter to the Town of Riverhead, dated July 15, 2013. This project cost update letter adjusted the total estimated project cost to \$1,115,000. This cost adjustment was based on finalizing the construction documents, and escalating construction costs to the first quarter of 2014.

Subsequent to the project cost update letter, the property owner submitted a plan for the development of the subject site to the Town of Riverhead. The submitted site plan was prepared by Martin F. Sendlewski, A.I.A. dated 12-13-2012. The intended use, overall floor areas and associated sanitary flow projections for each of the proposed buildings were listed on this site plan. The sanitary flow projections were reviewed by H2M, and were confirmed to comply with current Suffolk County Department of Health Services (SCDHS) standards.

SANITARY FLOW PROJECTION

The sanitary flow for the proposed development is summarized in Table 1. A copy of the site plan for the proposed development of the subject site is provided as Exhibit B for reference.

Table 1 – Sanitary Flow Summary

ID	Description	Use	SCDHS Criteria	Flow Projection
Building 1	Proposed 2-story hotel catering and accessory use facility	1 st Floor Wet Store w/ Food or Wine Tasting (200 occ.)	7.5 gpd/occ.	1,500 gpd
		2 nd Floor Catering (250 seats)	7.5 gpd/seat	1,875 gpd
		2 nd Floor Bar Outdoor Seasonal (250 seats)	7.5 gpd/seat	1,875 gpd
Building 2	Proposed 2-story accessory use	1 st & 2 nd Floor Wet Store w/ Food (Deli/take-out with max 16 seats single service) (3,500 SF)	0.15 gpd/SF	525 gpd
Building 3	Proposed 1-story retail/accessory use	Convenience Store/Market/Farm Stand (10,800 SF)	0.05 gpd/SF	540 gpd
TOTAL FLOW PROJECTION (Proposed Development):				6,315 gpd



The flow projection estimated for the development of the subject site is 6,315 gallons per day. In order to proceed with the current development plan, the Jaral East End Hotel Corporation is required to request an extension of the Sewer District boundary to include the subject site, and connect the development to the proposed sewer extension located on Tanger I.

CAPACITY ANALYSIS OF EXISTING FACILITIES

The subject site will connect to the tributary area of the Tanger Pump Station within the Riverhead Sewer District. The existing Tanger Pump Station is designed to convey a peak pumping rate equal to 220 gallons per minute (gpm) or 317,020 gallons per day (gpd). All downstream sanitary infrastructures are also sized to accommodate a maximum flow contribution of 220 gpm from the Tanger Pump Station tributary.

Properties that are currently connected to this pump station include Tanger II, select stores in Tanger I and the Hilton Garden Inn hotel. Future flow allocations, not currently connected to this tributary area, may include Hotel Indigo, the Marriott Residence hotel, retail stores located in Tanger I abutting the proposed sewer extension, and the subject site. Properties currently connected to the Tanger Pump Station contribute a total peak flow equal to 86.8 gpm (125,000 gpd). Therefore, there is an existing available capacity of 133.2 gpm or 191,808 gpd (i.e. 220 gpm – 86.8 gpm) at the Tanger Pump Station. A detailed flow breakdown for properties currently connected to the Tanger Pump Station tributary and future allocated flows is provided in Table 2.

Table 2 – Tributary Flow to Tanger Pump Station

ID	Average Daily Flow	Peak Factor	Peak Flow Flow Projection	
Tanger II & select stores at Tanger I	17,391 gpd	4.6	80,000 gpd	55.6 gpm
Hilton Garden Inn	18,000 gpd	2.5	45,000 gpd	31.2 gpm
Total Flow to Tanger Pump Station:			125,000 gpd	86.8 gpd
Additional retail stores at Tanger I	3,057 gpd	4.6	14,062 gpd	9.8 gpm
Hotel Indigo (former Best Western Hotel Complex)	40,900 gpd	2.5	102,250 gpd	71.0 gpm
Subject Site	6,315 gpd	2.5	15,788 gpd	11.0 gpm
Marriott Residence	24,000 gpd	2.5	60,000 gpd	41.7 gpm
Total Future Allocated Flow to Tanger Pump Station:			192,100 gpd	133.5 gpd

* Peak Factors and future flow projections for all properties except the subject site and additional retail stores in Tanger I were referenced from the Map and Plan prepared for the Route 58 Hotel Plaza Sewer Connection by H2M submitted to the Town of Riverhead in December 2012.

** Flows for the additional retail stores in Tanger I were based on SCHDS design criteria and referenced from the Map and Plan prepared for the Best Western Hotel Complex Sewer Connection by H2M submitted to the Town of Riverhead in February 2010.

Since the subject site will connect to the Riverhead Sewer District via the proposed sewer extension on Tanger I, the future allocated flow from connecting the additional retail stores at Tanger I must be taken into consideration when determining the available capacity of the existing Tanger Pump Station. Therefore, the actual available peak pumping capacity within the Tanger Pump Station is reduced by 9.8 gpm to 123.4 gpm or 177,696 gpd (i.e. 133.2 gpm – 9.8 gpm). As such, the additional 11.0 gpm peak flow contribution from the subject site would not exceed the available capacity of the existing Tanger Pump Station.

INFRASTRUCTURE UPGRADE/EXPANSION COSTS

Since the subject site will not exceed the pumping capacity of the existing Tanger Pump Station no upgrade/expansion of existing facilities within the Riverhead Sewer District is necessary. The cost for



the proposed gravity sewer extension on Tanger 1, as previously discussed in this Map and Plan, is the responsibility of the Jaral East End Hotel Corporation. This extension must be constructed and in service prior to moving forward with the development of the subject site.

“NO NET NITROGEN” CHARGE

The applicant is also responsible to pay the Town’s “No Net Nitrogen” charge of \$10.50/gallon of capacity. The total “No Net Nitrogen” charge for the proposed development is \$66,307.50 (i.e. \$10.50/gallon of capacity x 6,315 gallons per day).

In accordance with the requirements of the SPDES permit, all sewer district extensions must be approved by the New York State Department of Environmental Conservation (NYSDEC). H2M will request extension of the boundaries to include the subject site on behalf of the Town Board, and supply relevant information to the NYSDEC that they may require to review the request.

Please feel free to contact this office at (631) 756-8000 extension 1433 should you have any questions.

Very truly yours,

H2M architects + engineers

Frank M. Russo, P.E.
Vice President

NFB:FMR/jlp2

Enclosure

cc: Michael P. Reichel
Richard A. Ehlers, Esq.
NFB – H2M

TOWN OF RIVERHEAD

Resolution # 650

DETERMINES THAT THE REAL PROPERTY LOCATED AT 852 ROANOKE AVENUE.RIVERHEAD. NEW YORK. 11901. ALSO KNOWN AS SUFFOLK COUNTY TAX MAP NO. 600-107.00-02-037.00. IS UNSIGHTLY AND/OR AN ENVIRONMENTAL PUBLIC NUISANCE WHEREBY SUCH CONDITIONS MAY CAUSE A FIRE HAZARD. CREATE A NUISANCE. OBSTRUCT VISIBILITY OR FURNISH A POTENTIAL HARBORAGE OR BREEDING PLACE FOR DISEASE-CARRYING ANIMALS. INSECTS. ARTHROPODS OR SNAKES AND DIRECTS THE ENGINEERING DEPARTMENT TO FACILITATE ABATEMENT AND REMEDIATION OF SUCH CONDITION(S) ON SUCH REAL PROPERTY

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, Riverhead Town Code Enforcement Officer Nicole Buckner, determined that the real property located at 852 Roanoke Avenue, Riverhead, New York, 11901, also known as Suffolk County Tax Map No. 600-107.00-02-037.00, contained the following conditions, namely: Weeds, grass and/or rank vegetation in excess of 10 inches, as well as, yard waste, rubbish, litter and garbage/refuse, in violation of Riverhead Town Code section(s) 96-5(A)(B); and

WHEREAS, the real property owner of said real property was directed to abate the aforementioned conditions on or before September 4, 2014, pursuant to statutory notice requirements; and

WHEREAS, the real property owner of said real property failed to abate the aforementioned conditions as so directed.

NOW THEREFORE BE IT RESOLVED, that the Town Board, upon due deliberation and consideration of all of the evidence adduced herein, determines that the subject real property contains the following conditions, namely: Weeds, grass and/or rank vegetation in excess of 10 inches, as well as, yard waste, rubbish, litter and garbage/refuse, which is an unsightly condition and/or poses an environmental public nuisance in that such condition(s) poses a blight upon such real property and/or may cause a fire hazard, create a nuisance to children, obstruct visibility to said real property or to street locations or may furnish a potential harborage or breeding place for disease-carrying animals, insects, arthropods or snakes or is covered by excess growth or vegetation.

BE IT FURTHER RESOLVED, that the subject property owner was timely and properly notified of said condition(s) of the real property pursuant to statutory requirements, and that the property owner failed to abate and/or remediate said condition(s) of the real property with notice of the consequences of same; and

BE IT FURTHER RESOLVED, that the Town Engineering Department is ordered to facilitate the abatement and/or remediation of said condition(s) by whatever means it deems reasonably appropriate in conformance with Riverhead Town Code Chapter 96.

BE IT FURTHER RESOLVED, that the Town Engineering Department is further directed to provide an accounting and itemization to the Town Board of all costs and expenses incurred by the Town Engineering Department to abate and/or remediate said condition(s) on the real property upon completion of such abatement and/or remediation pursuant to Riverhead Town Code Chapter 96.

BE IT FURTHER RESOLVED, that the Town Board adopts, and the Supervisor and Town Accounting Department are hereby authorized to establish, the following budgetary appropriation, for the purpose of defraying the costs and expenses of the property abatement which shall ultimately be assessed against the real property:

001.010010.411000.00000	Property Taxes	\$1,500.00
001.086660.540000.00000	Contractual Expenses	\$1,500.00

BE IT FURTHER RESOLVED, that the Town Clerk shall forward a copy of this resolution to Code Enforcement Officer Nicole Buckner and the Town Engineering Department. In addition, all Town Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

BE IT FURTHER RESOLVED, that the subject code enforcement officer shall forward a copy of this resolution to the subject property owner pursuant to statutory notice requirements contained within Chapter 96-6(C).

THE VOTE

Giglio <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Gabrielsen <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Wooten <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Dunleavy <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Walter <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 651

**APPROVES CHAPTER 90 APPLICATION OF DARKSIDE PRODUCTIONS INC.
(Haunted House Walk-Through – October 3rd, 2014 – November 2nd, 2014)**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, on August 27, 2014, Michael Meola, on behalf of Darkside Productions Inc. submitted a Chapter 90 Application for the purpose of conducting a haunted house walk-through to be held at 5184 Rte. 25A, Wading River, New York, on Friday, October 3, 2014 through Sunday, November 2, 2014, between the hours of 1:00 p.m. and 12:00 midnight; and

WHEREAS, Darkside Productions, Inc. has completed and filed a Short Environmental Assessment Form in accordance with 6 NYCRR 617; and

WHEREAS, the Town Board of the Town of Riverhead has declared itself “Lead Agency” in accordance with 6 NYCRR 617.6(b); and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

WHEREAS, the applicable Chapter 90 Application fee has been paid; and

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

.NOW THEREFORE BE IT RESOLVED, that Town of Riverhead hereby determines the action to be an “Unlisted” action in accordance with 6 NYCRR 617.7(a) and hereby issues a Negative Declaration pursuant to 6 NYCRR 617.7(a)(2); and be it further

RESOLVED, that the Chapter 90 Application of Darkside Productions, Inc. for the purpose of conducting a haunted house walk-through to be held at 5184 Rte. 25A, Wading River, New York, on Friday, October 3, 2014 through Sunday, November 2, 2014, between the hours of 1:00 p.m. and 12:00 midnight, is hereby approved; and be it further

RESOLVED, that any necessary tent permits must be obtained and the tent installation and all electric shall comply with the applicable requirements of the NFPA Life Safety Code (NFPA 101), the NFPA Temporary Membrane Structures/Tents (NFPA 102), the Fire Code of New York State and the Building Code of New York

State; and be it further

RESOLVED, that this approval is subject to the obtaining of any permits as may be required by the New York State Department of Labor and the Suffolk County Department of Health; and be it further

RESOLVED, that this approval is subject to the provisions of Riverhead Town Code Chapter 81 - "Noise Control", Chapter 108-56 - "Signs" and any other section of the Riverhead Town Code that may pertain to this event; and be it further

RESOLVED, that an Outdoor Public Safety Plan must be submitted to the Riverhead Fire Marshal **no later than September 25, 2014**; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Darkside Productions, Inc., 4 Olive Street, Rocky Point, New York, 11778; and be it further .

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 652

**APPROVES THE CHAPTER 90 APPLICATION OF
EAST END ROWING INSTITUTE LTD. (November 9, 2014)**

Councilman Wooten offered the following resolution,

which was seconded by Councilman Gabrielsen

WHEREAS, on September 5, 2014, William S. Hale, on behalf of East End Rowing Institute Ltd., submitted a Chapter 90 Application for the purpose of conducting a Snowflake Rowing Regatta (High School and Masters Rowing Race), said regatta to commence at the Peconic riverfront parking lot (school and parents viewing area), proceeding to Indian Island Park and continuing back to the riverfront parking lot, Riverhead, New York, on Sunday, November 9, 2014, between the hours of 6:00 a.m. and 6:00 p.m.; and

WHEREAS, East End Rowing Institute Ltd. has completed and filed a Short Environmental Assessment Form in accordance with 6 NYCRR 617; and

WHEREAS, the Town Board of the Town of Riverhead has declared itself "Lead Agency" in accordance with 6 NYCRR 617.6(b); and

WHEREAS, due to its not-for-profit status, the applicant has requested the Chapter 90 application fee be waived; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents including the certificate of insurance regarding said application.

NOW THEREFORE BE IT RESOLVED, that Town of Riverhead hereby determines the action to be an "Unlisted" action in accordance with 6 NYCRR 617.7(a) and hereby issues a Negative Declaration pursuant to 6 NYCRR 617.7(a)(2); and be it further

RESOLVED, that the Chapter 90 Application of the East End Rowing Institute Ltd. for the purpose of conducting a Snowflake Regatta (High School and Masters Rowing Race) to be held at the aforementioned location, date and times is hereby approved; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby waives the Chapter 90 Application fee; and be it further

RESOLVED, that any necessary tent permits must be obtained and the tent installation and all electric shall comply with the applicable provisions of the Building and Fire Code of New York State, the National Electrical Code and the National Fire Protection Agency 102 (Tents & Membrane Structures); and be it further

RESOLVED, that this approval is subject to the provisions of Riverhead Town Code Chapter 81 - "Noise Control", Chapter 108-56 - "Signs" and any other section of the Riverhead Town Code that may pertain to this event; and be further

RESOLVED, that an Outdoor Safety Plan must be submitted to the Riverhead Fire Marshal **no later than October 23, 2014**; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the East End Rowing Institute Ltd., P.O. Box 1192, Riverhead, New York, 11901; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 653

**APPROVES OF THE CHAPTER 90 APPLICATION OF
ABATE OF NY LONG ISLAND CHAPTER
(St. Mary's Food & Toy Run – Sunday, November 2, 2014)**

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, on August 28, 2014, Bill Quinn, on behalf of Abate of NY Long Island Chapter (ABATE), submitted a Chapter 90 Application for the purpose of conducting a motorcycle run entitled "St. Mary's Food & Toy Run", said run to commence at the Riverhead Elks Lodge located on 1239 East Main Street, Riverhead, New York and to end at St. Mary's Episcopal Church, located at 165 Ponquogue Avenue, Hampton Bays, New York, on Sunday, November 2, 2014; and

WHEREAS, all participants shall congregate at the Riverhead Elks Lodge between the hours of 10:00 a.m. and 11:30 a.m.; and

WHEREAS, ABATE has submitted and completed a Short Environmental Assessment Form pursuant to 6 NYCRR Part 617, identifying the potential adverse environmental impacts of the event; and

WHEREAS, ABATE has requested the Chapter 90 Application fee for this event be waived due to their not-for-profit status; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents regarding said application; and

WHEREAS, ABATE events typically involve the gathering of a large number of motorcycles. The gathering of these vehicles may create a noise disturbance to the health, safety, and welfare of the adjacent residential community. This requires that such events be limited in number and conditioned to minimize the impact on adjoining property owners; and

WHEREAS, there have been no Town Code violations occasioned by Elks Club events during year 2014.

NOW THEREFORE BE IT RESOLVED, that Town Board hereby determines the action to be an "Unlisted" action in accordance with 6 NYCRR 617.7(a) and hereby issues a Negative Declaration pursuant to 6 NYCRR 617.7(a)(2); and be it further

RESOLVED that the Chapter 90 Application of Abate of NY Long Island Chapter for the purpose of conducting a motorcycle run entitled “St. Mary’s Food & Toy Run”, said run to commence at the Riverhead Elks Lodge located on 1239 East Main Street, Riverhead, New York and to end at St. Mary’s Episcopal Church, located at 165 Ponquogue Avenue, Hampton Bays, New York, on Sunday, November 2, 2014, having all participants to congregate for said motorcycle run at the Riverhead Elks Lodge between the hours of 10:00 a.m. and 11:30 a.m., is hereby approved subject to the conditions set forth herein; and be it further

RESOLVED, that the applicant shall be required to stage the arrival and departure of motorcycles in such a way as to minimize to the greatest extent possible the noise impacts to surrounding neighbors, and be it further

RESOLVED, that all parking for this event shall be contained upon the Riverhead Elks Lodge property and there shall be no parking permitted on Sunrise Avenue and East Main Street; and be it further

RESOLVED, that the applicant shall advise event participants that motorcycle engines shall not be permitted to continue to run upon arrival at the event premises; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby waives the Chapter 90 Application Fee due to the not-for-profit status of the applicant; and be it further

RESOLVED, that should the conditions of this approval be violated that the Riverhead Police Department shall have the authority to revoke the permit and require the public to vacate the premises; and be it further

RESOLVED, that this approval is subject to Riverhead Town Code Chapter 81 entitled, “Noise Control” and that applicant shall not exceed the noise limits as defined in Section 81-5 Prohibited Acts.; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Abate of NY Long Island Chapter, c/o Bill Quinn, PO Box 22, Yaphank, New York, 11980 and the Riverhead Elks Lodge #2044, P.O. Box 688, 1239 E. Main Street, Riverhead, New York, 11901; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 654

**APPROVES THE CHAPTER 90 APPLICATION OF GEORGE M. BARTUNEK
(16th Annual Antique Car Show – September 28, 2014)**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, on July 18, 2014, George M. Bartunek, on behalf of Antique Automobile Club of America, Inc., submitted a Chapter 90 Application for the purpose of conducting an Antique Car Show to be held at the Hallockville Farm Museum, located at 6038 Sound Avenue, Riverhead, New York, on Sunday, September 28, 2014, having a rain date of Sunday, October 5, 2014, between the hours of 9:00 a.m. and 4:00 p.m.; and

WHEREAS, George M. Bartunek has completed and filed a Short Environmental Assessment Form in accordance with 6 NYCRR 617; and

WHEREAS, the Town Board of the Town of Riverhead has declared itself “Lead Agency” in accordance with 6 NYCRR 617.6(b); and

WHEREAS, the applicant has requested that the applicable Chapter 90 Application Fee be waived due to its not-for-profit status; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

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

NOW THEREFORE BE IT RESOLVED, that the Town of Riverhead hereby determines the action to be an “Unlisted” action in accordance with 6 NYCRR 617.7(a) and hereby issues a Negative Declaration pursuant to 6 NYCRR 617.7(a)(2); and be it further

RESOLVED, that the Chapter 90 Application of Antique Automobile Club of America for the purpose of conducting an Antique Car Show to be held at the Hallockville Farm Museum, located at 6038 Sound Avenue, Riverhead, New York, on Sunday, September 28, 2014, having a rain date of Sunday, October 5, 2014, between the hours of 9:00 a.m. and 4:00 p.m., is hereby approved; and be it further

RESOLVED, that approval for this event shall be subject to the following:

- Receipt of required Suffolk County Department of Health Vendors Temporary Food Service Permit;
- Receipt of required Emergency Medical Services (EMS) information;
- Receipt of an Outdoor Safety Plan to be submitted to the Riverhead Fire Marshal;
- All of the above to be received no later than September 25, 2014; and be it further

RESOLVED, that this approval is subject to Riverhead Town Code Chapter 108-56 entitled, "Signs" and any other section of the Riverhead Town Code that may apply to this event; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby waives the Chapter 90 Application fee due to the applicant's not-for-profit status; and be it further

RESOLVED, that the necessary tent permit must be obtained and the tent installation and all electric shall comply with the applicable requirements of the NFPA Life Safety Code (NFPA 101), the NFPA Temporary Membrane Structures/Tents (NFPA 102) and the Fire Code of New York State and the Building Code of New York State; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to George M. Bartunek, 21 Silver Beech Lane, Calverton, New York, 11933; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 655

**APPROVES THE CHAPTER 90 APPLICATION OF LONG ISLAND ANTIQUE
POWER ASSOCIATION
(Fall Festival – October 4th & 5th, 2014)**

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, on September 5, 2014, Long Island Antique Power Association (LIAPA) submitted a Chapter 90 Application for the purpose of conducting a Fall Festival to include an Antique Power Show and Tractor Show & Pull, to be held on their property located at 6000 Sound Avenue, Riverhead, New York, on Saturday, October 4, 2014 and Sunday, October 5, 2014, between the hours of 10:00 a.m. and 5:00 p.m.; and

WHEREAS, LIAPA has completed and filed a Short Environmental Assessment Form in accordance with 6 NYCRR 617; and

WHEREAS, the Town Board of the Town of Riverhead has declared itself “Lead Agency” in accordance with 6 NYCRR 617.6(b); and

WHEREAS, the applicant has requested the Chapter 90 Application fee be waived due to its not-for-profit status; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

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

NOW THEREFORE BE IT RESOLVED, that Town of Riverhead hereby determines the action to be an “Unlisted” action in accordance with 6 NYCRR 617.7(a) and hereby issues a Negative Declaration pursuant to 6 NYCRR 617.7(a)(2); and be it further

RESOLVED, that the Chapter 90 Application of LIAPA for the purpose of conducting a Fall Festival to include an Antique Power Show and Tractor Show & Pull, to be held on their property located at 6000 Sound Avenue, Riverhead, New York, on Saturday, October 4, 2014 and Sunday, October 5, 2014, between the hours of 10:00 a.m. and 5:00 p.m., is hereby approved; and be it further

RESOLVED, that the Riverhead Town Board hereby waives the Chapter 90

Application fee for this event due to the applicant's not-for-profit status; and be it further

RESOLVED, that approval for this event shall be subject to the following:

- Receipt of required Emergency Medical Services (EMS) information;
- Receipt of an Outdoor Public Safety Plan, to be submitted to the Fire Marshal's office **no later than September 26, 2014**;

RESOLVED, that this approval is subject to Riverhead Town Code Chapter 108-56 entitled, "Signs" and any other section of the Riverhead Town Code that may apply to this event; and be it further

RESOLVED, that any necessary tent permits must be obtained and the tent installation and all electric shall comply with the applicable provisions of the Building and Fire Code of New York State, the National Electrical Code and the National Fire Protection Association 102 (Tents & Membrane Structures); and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Long Island Antique Power Association, P.O. Box 1134, Riverhead, New York, 11901; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 656

**RATIFIES THE APPROVAL OF THE CHAPTER 90 APPLICATION OF
THE LONG ISLAND MOOSE CLASSIC CAR CLUB
(Car Show – Sunday, September 14, 2014)**

Councilman Wooten offered the following resolution,

which was seconded by Councilman Gabrielsen

WHEREAS, on August 14, 2014, Charles Cali, on behalf of the Long Island Moose Classic Car Club, submitted a Chapter 90 Application for the purpose of conducting a car show, a fundraiser to benefit various charities, said event to include craft sales and food concession(s), to be held on Sunday, September 14, 2014, having a rain date of Sunday, September 21, 2014, to be held at the Tanger Outlets in the Office Max parking lot, located at 1947 Old Country Road, Riverhead, New York, between the hours of 8:00 a.m. and 5:00 p.m.; and

WHEREAS, the Long Island Moose Classic Car Club has completed and filed a Short Environmental Assessment Form in accordance with 6 NYCRR 617; and

WHEREAS, the Town Board of the Town of Riverhead has declared itself “Lead Agency” in accordance with 6 NYCRR 617.6(b); and

WHEREAS, the Long Island Moose Classic Car Club has requested the applicable Chapter 90 Application fee be waived due to its not-for-profit status; and

WHEREAS, the Long Island Moose Classic Car Club has requested the applicable temporary event sign fee be waived due to its not-for-profit status; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

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

NOW THEREFORE BE IT RESOLVED, that Town of Riverhead hereby determines the action to be an “Unlisted” action in accordance with 6 NYCRR 617.7(a) and hereby issues a Negative Declaration pursuant to 6 NYCRR 617.7(a)(2); and be it further

RESOLVED, that the Chapter 90 Application of the Long Island Moose Classic Car Club for the purpose of conducting a car show, a fundraiser to benefit various charities, said event to include craft sales and food concession(s), to be held on

Sunday, September 14, 2014, having a rain date of Sunday, September 21, 2014, to be held at the Tanger Outlets in the Office Max parking lot, located at 1947 Old Country Road, Riverhead, New York, between the hours of 8:00 a.m. and 5:00 p.m., is hereby approved; and be it further

RESOLVED, that this approval is subject to receipt of an Outdoor Public Safety Plan, to be submitted to the Fire Marshal's office no later than September 10, 2014; and be it further

RESOLVED, that the Town Board hereby waives the Chapter 90 Application fee due to the applicant's not-for-profit status; and be it further

RESOLVED, that the Town Board hereby waives the applicable temporary special event sign fee due to the applicant's not-for-profit status; and be it further

RESOLVED, that any necessary tent permits must be obtained and the tent installation and all electric shall comply with the applicable requirements of the NFPA Life Safety Code (NFPA 101), the NFPA Temporary Membrane Structures/Tents (NFPA 102), the Fire Code of New York State and the Building Code of New York State; and be it further

RESOLVED, that approval for this event shall be subject to the receipt of required Suffolk County Department of Health permit(s), including the Temporary Food Service Permit; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to the Long Island Moose Classic Car Club, c/o Charles Cali, 45 Laurin Road, Calverton, New York, 11933; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No
Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 657

APPROVES THE CHAPTER 90 APPLICATION OF
RACE AWESOME, INC.
(Jamesport Triathlon – July 25th & 26th 2015)

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, on July 28, 2013, Stacy Roberts, on behalf of Race Awesome, Inc., submitted a Chapter 90 Application for the purpose of conducting a triathlon event entitled “Jamesport Triathlon”, to raise donations for a local charity, namely, the Daniella Maria Arturi Foundation. Said triathlon to include swim, bike and run events, which will encompass various roads within the Town of Riverhead, on Saturday, July 25, 2015 between the hours of 12:00 noon and 5:00 p.m. (set up) and on Sunday, July 26, 2015 between the hours of 4:30 a.m. and 12:00 noon; and

WHEREAS, Race Awesome, Inc. has completed and filed a Short Environmental Assessment Form in accordance with 6 NYCRR 617; and

WHEREAS, the Town Board of the Town of Riverhead has declared itself “Lead Agency” in accordance with 6 NYCRR 617.6(b); and

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

WHEREAS, the applicable Chapter 90 Application fee has been paid.

NOW THEREFORE BE IT RESOLVED, that Town of Riverhead hereby determines the action to be an “Unlisted” action in accordance with 6 NYCRR 617.7(a) and hereby issues a Negative Declaration pursuant to 6 NYCRR 617.7(a)(2); and be it further

RESOLVED, that the Chapter 90 Application of Race Awesome, Inc. for the purpose of conducting a triathlon event entitled “Jamesport Triathlon” at the aforementioned locations and times is hereby approved; and be it further

RESOLVED, that any necessary tent permits must be obtained and the tent installation and all electric shall comply with the applicable provisions of the Building and Fire Code of New York State, the National Electrical Code and the National Fire Protection Agency 102 (Tents & Membrane Structures); and be it further

RESOLVED, that this approval is subject to receipt of a fully executed license

agreement, together with the requisite license fee as stated in said license agreement, for purposes of the utilization of Police personnel and patrol vehicles, **no later than July 1, 2015**; and be it further

RESOLVED, that this approval is **subject to receipt of a certificate of insurance evidencing acceptable limits, naming the Town of Riverhead as an additional insured, no later than July 1, 2015**; and be it further

RESOLVED, that this approval is subject to receipt of written confirmation from the Riverhead Volunteer Ambulance Corp. that they have been contacted and will be available to provide their services at the event on the specified dates and times; and be it further

RESOLVED, that this approval is subject to receipt of an Outdoor Public Safety Plan, to be submitted to the Fire Marshal's office **no later than July 1, 2015**; and be it further

RESOLVED, that this approval is subject to the obtaining of any permits as may be required by the New York State Department of Labor and the Suffolk County Department of Health; and be it further

RESOLVED, that this approval is subject to the provisions of Riverhead Town Code Chapter 108-56 - "Signs" and any other section of the Riverhead Town Code that may pertain to this event; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 658

**APPROVES CHAPTER 90 APPLICATION OF RAILROAD MUSEUM
OF LONG ISLAND (“Toy Train Play Days” – October 11th and 12th, 2014)**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, on August 29, 2014, Donald G. Fisher, on behalf of the Railroad Museum of Long Island, submitted a Chapter 90 application for the purpose of conducting an event entitled, “Toy Train Play Days”, which includes family oriented activities and railroad related vendors and displays. This event is to take place upon their property located at 416 Griffing Avenue, Riverhead, New York, on Saturday, October 11th, 2014 and Sunday, October 12th, 2014 between the hours of 11:00 a.m. and 3:00 p.m.; and

WHEREAS, the Railroad Museum of Long Island has completed and filed a Short Environmental Assessment Form in accordance with 6 NYCRR 617; and

WHEREAS, the Town Board of the Town of Riverhead has declared itself “Lead Agency” in accordance with 6 NYCRR 617.6(b); and

WHEREAS, the applicant has requested the Chapter 90 Application fee be waived due to its not-for-profit status; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

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

NOW THEREFORE BE IT RESOLVED, that Town of Riverhead hereby determines the action to be an “Unlisted” action in accordance with 6 NYCRR 617.7(a) and hereby issues a Negative Declaration pursuant to 6 NYCRR 617.7(a)(2); and be it further

RESOLVED, that the Chapter 90 Application of Railroad Museum of Long Island for the purpose of conducting an event entitled, “Toy Train Play Days” to be located at 416 Griffing Avenue, Riverhead, New York on the aforementioned dates and times is hereby approved; and be it further

RESOLVED, that due to the Railroad Museum of Long Island’s not-for-profit status, the Town Board of the Town of Riverhead hereby waives the Chapter 90

application fee for this event; and be it further

RESOLVED, that the necessary tent permit must be obtained and the tent installation and all electric shall comply with the applicable requirements of the NFPA Life Safety Code (NFPA 101), the NFPA Temporary Membrane Structures/Tents (NFPA 102) and the Fire Code of New York State and the Building Code of New York State; and be it further

RESOLVED, that this approval is subject to the provisions of Riverhead Town Code Chapter 108-56 - "Signs" and any other section of the Riverhead Town Code that may pertain to this event; and be further

RESOLVED, that an Outdoor Public Safety Plan must be submitted to the Riverhead Fire Marshal **no later than September 25, 2014**; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Railroad Museum of Long Island, P.O. Box 726, Greenport, New York, 11944-0726; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No
Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 659

AUTHORIZES THE SUPERVISOR TO EXECUTE A LICENSE AGREEMENT WITH THE SURVIVAL RACE LLC FOR UTILIZATION OF TOWN POLICE PERSONNEL AND VEHICLES

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Survival Race, LLC has expressed its desire to enter into a license agreement with the Town of Riverhead for purposes of hosting a 5-K Survival Race, Obstacle Course and Mud Run (collectively the "events") at 3186 Sound Avenue, Riverhead, New York, on the dates of Saturday, September 27, 2014 and Sunday, September 28, 2014; and

WHEREAS, the Town Board desires to grant the license to Survival Race LLC for those two days.

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a License Agreement in substantially the form attached for the dates of September 27, 2014 and September 28, 2014; and be it further

RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to The Survival Race LLC, 3080 Route 112, Suite D, Medford, New York, 11763; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

**AGREEMENT BETWEEN TOWN OF RIVERHEAD AND
THE SURVIVAL RACE LLC FOR UTILIZATION OF TOWN POLICE
PERSONNEL AND VEHICLES**

This Agreement is made and entered into as of this _____ day of September, 2014 by and between The Survival Race LLC, a limited liability company existing under laws of the State of New York, having a principal place of business at 3080 Route 112, Suite D, Medford, New York 11763 and the Town of Riverhead, a municipal corporation with offices located at 200 Howell Avenue, County of Suffolk and State of New York:

WHEREAS, The Survival Race LLC, wishes to utilize the Town of Riverhead Police Department for the purposes of hosting a 5-K Survival Race, Obstacle Course and Mud Run (collectively the “events”) at 3186 Sound Avenue, Riverhead, New York on the dates of September 27, 2014 and September 28, 2014; and

WHEREAS, the Town of Riverhead has agreed to permit the utilization of police personnel and vehicles for the events on September 27, 2014 and September 28, 2014; and

WHEREAS, The Survival Race LLC, agreed to terms under which it will be granted the use of said personnel and vehicles of the Riverhead Police Department for traffic control.

NOW THEREFORE, in consideration of the mutual covenants hereinafter set forth, the parties agree as follows:

1. Use of Property: the Town of Riverhead hereby grants The Survival Race, LLC permission to utilize two (2) uniformed police officers and two police vehicles to provide traffic control for the events commencing at 9:00 a.m. and ending at 8:00 p.m. on September 27, 2014 and commencing at 9:00 a.m. and ending at 3:30 p.m. September 28, 2014.

The Survival Race, LLC may not use any images of the police personnel and/or the police vehicles.

2. Cleanup: The Survival Race LLC agrees to provide cleanup and removal of any debris or props deposited by reason of its actions in connection with the agreement.

3. Compliance With Laws: The Survival Race LLC, agrees at all times comply with all applicable federal, state, county and municipal laws, regulations, ordinances, codes and restrictions, including, without limitation, compliance with Article 28 of the New York State Tax Law and applicable regulations thereunder, and will secure any and all permits or licenses required for its activities and operations carried out at the Property.

4. Compensation: In exchange for police personnel and/or the police vehicles as set forth above, The Survival Race LLC, as required, will pay the Town \$161.85 per hour for the utilization of each police officer and \$10.00 per hour for the utilization of each police vehicle. The Survival Race LLC shall pay a sum of \$6,014.75 for utilization of two (2) police officers and two (2) police vehicles for a period commencing at 9:00 a.m. and continuing to 8:00 p.m. on September 27, 2014 and commencing at 9:00 a.m. and continuing to 3:30 p.m. on September 28, 2014. This sum shall be made payable to the Town of Riverhead and shall be paid at the time The Survival Race LLC signs this Agreement. On the dates of the events, The Survival Race LLC may request assistance from the police officers beyond the aforementioned times for the hourly rate listed above and the Town of Riverhead will use its best efforts to provide such assistance. Any additional sums payable by The Survival Race LLC under this Agreement shall be made within 30 days of the date hereof.

5. Responsibilities of The Survival Race LLC: Subject to the terms of this Agreement, The Survival Race LLC, will be responsible for carrying out and shall have exclusive control of all operations associated with the events and related activities occurring upon the premises at 3186 Sound Avenue, Riverhead, New York. The Survival Race LLC, shall diligently and continuously engage in such cleanup efforts, if any, upon Sound Avenue so that the

entrance/exit area to the events remains completely clean and free of clutter and debris.

6. Insurance and Indemnification: The Survival Race LLC, will be responsible for providing commercial general liability insurance in the amount of not less than \$2,000,000.00 with a company or companies reasonably satisfactory to the Town. The Survival Race LLC shall provide certificate(s) of the foregoing insurance, showing the Town of Riverhead as additional insured to the extent of their interest. Finally, The Survival Race LLC agrees to indemnify and hold the Town of Riverhead and their respective officers, employees, agents, representatives and officials from any and all loss or liability associated with the events and related activities described herein, including actions, lawsuits, claims, liability for damages to property or for injuries or death to persons which may arise from, or be attributable or incident to the use by The Survival Race LLC and its employees, agents, representatives and concessionaires, except to the extent caused by the negligence or willful misconduct by the Town of Riverhead. With respect to any suit or claim by Town of Riverhead whether under this indemnification provision or otherwise, The Survival Race LLC for itself, its agents, employees and representatives, hereby expressly waives any defense which might preclude or limit either enforcement of this indemnification clause or any reasonable outside attorneys fees incurred by the Town securing compliance with the provision of this indemnification agreement.

7. Successors and Assigns: This agreement shall be binding upon and inure to the benefit of the respective successors and assigns of the parties; provided, however, that nothing herein shall be deemed to permit the assignment of this Agreement by either party without the express written consent of the other party.

8. Entire Agreement: This contract constitutes the entire agreement between the parties and no further agreement, express or implied, written or oral, exists with respect to the subject matter of this document.

G:\091614\659b - TA authorizeSurvivalRaceLLCAgreement ATT.docx

9. Governing Law: This Agreement shall be governed by and construed in accordance with the laws of the State of New York.

In Witness Whereof, The Survival Race LLC has caused this instrument to be signed in its corporate name and Town of Riverhead has caused this instrument to be signed in its municipal name by Sean M. Walter, its Supervisor, hereunto duly authorized, as of the day and the year first above written.

The Survival Race LLC

By: _____

Name:

Town of Riverhead

By: _____

Name: Sean M. Walter, Supervisor

TOWN OF RIVERHEAD

Resolution # 660

**ADOPTS A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED
"ZONING" OF THE CODE OF THE TOWN OF RIVERHEAD
(Commercial Solar Energy Production Systems)**

Councilman Wooten offered the following resolution,

which was seconded by Councilman Gabrielsen

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

WHEREAS, the Riverhead Planning Department has reviewed the proposed amendment and recommended that it be considered a Type I action pursuant to 6 NYCRR Part 617.4 (b) (2) as the amendment to Chapter 108 may be considered a change affecting more than 25 acres; and

WHEREAS, a public hearing was held on the 5th day of August, 2014 at 2:05 o'clock p.m. at the 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.

NOW THEREFORE BE IT RESOLVED, that the Town Board be and hereby, declares the amendment of Chapter 108 to be a Type I action for the purposes of SEQR compliance; and be it further

RESOLVED, that coordinated review is not required as the Town Board is the sole involved agency for purposes of implementing the amendment to Chapter 108; and be it further

RESOLVED that the Town Board of the Town of Riverhead hereby finds that "A Local Law in relation to Amendments to Chapter 108 entitled "Zoning" Commercial Solar Energy Production Systems will not result in significant impacts on the environment and issues a Negative Declaration for the action and authorizes Supervisor Sean M. Walter to sign the Full Environmental Assessment Form; and be it further

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

RESOLVED, that the Town Clerk 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 all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law amending the Chapter 108 entitled "Zoning" of the Riverhead Town Code, amending sections 108-3, 108-54 and Article XL (Commercial Solar Energy Production Systems), at its regular meeting held on September 16, 2014.

Be it enacted by the Town Board of the Town of Riverhead as follows:

CHAPTER 108

ZONING

§108-3 Definitions.

Commercial Solar Energy Production System - an arrangement or combination of components installed upon land that utilize solar radiation to produce energy designed to provide electricity for on-site or off-site use pursuant to a power purchase agreement.

§108-54 Municipal Buildings, hospitals, public utility buildings and structures.

- B. Public utility buildings and structures shall be permitted in all districts when approved by special permit of the Town Board upon a finding upon a finding by the Board that adequate buffers exist to minimize impacts upon adjacent parcels and taking into account, among other things, the existing and permitted uses in the surrounding community. Commercial Solar Energy Production System shall not be permitted in any district except those districts as provided in Article XL of this Chapter.

Article XL Commercial Solar Energy Production Systems

§108-208 Purpose.

It is the intention of the Town Board of the Town of Riverhead as part of its goal to limit dependence on imported fossil energy, and decrease greenhouse gas emissions to permit commercial solar energy production systems in the Industrial zoning use districts to minimize impacts to residents and scenic viewsheds important to the community.

Commercial solar energy production systems shall be allowed as permitted use in the Light Industrial (LI) Zoning Use District, Industrial A (IA) Zoning Use District, Industrial B District (General Industry) and the Planned Industrial Park (PIP) District. Commercial solar energy production systems shall be allowed with special permit approval in the Industrial C (IC) Zoning Use District.

§108-209 Use regulations.

Commercial Solar Energy Production System shall be permitted as a permitted use or as allowed with special permit approval as provided in section 108-208. In addition to the requirements set forth in this Chapter, all such permitted and special permit uses shall be subject to the following criteria and subject to site plan approval by the Planning Board:

- (a) The commercial solar energy system shall be on a parcel of not less than five (5) acres.

- (b) All ground-mounted panels shall not exceed the height of eight (8') feet.
- (c) All mechanical equipment of commercial solar energy system, including any structure for batteries or storage cells, are completely enclosed by a minimum eight (8) foot high fence with a self-locking gate.
- (d) Notwithstanding any requirement in Sections 108-49, 108-136, 108-275 and 108-279 of this Chapter, the total surface area of all ground-mounted and freestanding solar collectors, including solar photovoltaic cells, panels, and arrays, shall not exceed 80% of the total parcel area.
- (e) The installation of a vegetated perimeter buffer to provide year round screening of the system from adjacent properties.
- (f) All solar energy production systems are designed and located in order to prevent reflective glare toward any habitable buildings as well as streets and rights-of-way.
- (g) All on-site utility and transmission lines are, to the extent feasible, placed underground.
- (h) The installation of a clearly visible warning sign concerning voltage must be placed at the base of all pad-mounted transformers and substations.
- (i) The system is designed and situated to be compatible with the existing uses on adjacent and nearby properties.
- (j) In approving a special exception, the Planning Board may waive or modify any of the above criteria if it finds that there is no detriment to public health, safety and welfare.
- (k) Any special permit approval granted under this article shall have a term of twenty years, commencing from the grant of the special permit, which may be extended for additional five-year terms upon application to the Town Board.
- (l) Decommissioning/Removal:
 - (i) Any commercial solar energy production system that is not operated for a continuous period of 24 months shall be deemed abandoned. At that time, the owner of the commercial solar energy production system or the owner of the property where the commercial solar energy production system is located shall remove all components thereof within 90 days of such deemed abandonment or will be in violation of this section. In the case of a commercial solar energy production system on preexisting structures, this provision shall apply to the commercial solar energy production system only. If the commercial solar energy production system is not removed within said 90 days, the Building Inspectors may give the owner notice that unless the removal is accomplished within 30 days, the Town will cause the removal at the owner's expense. All costs and expenses incurred by the Town in connection with any proceeding or any work done for the removal of a commercial solar energy production system shall be assessed against the land on which such commercial solar energy production system is located, and a statement of such expenses shall be presented to the owner of the property, or if the owner cannot be ascertained or located, then such statement shall be posted in a conspicuous place on the premises. Such assessment shall be and constitute a lien upon such land. If the owner of the system and the owner of the property upon which the system is located shall fail to pay such expenses within 10 days after the statement is presented or posted, a legal action may be brought to collect such assessment or to foreclose such lien. As an alternative to the maintenance of any such action, the Building Inspector may file a certificate of the actual expenses incurred as aforesaid together with a statement identifying the property in connection with which the expenses were incurred and the

owner of the system and the owner of the property upon which the system is located, with the Assessors, who shall, in the preparation of the next assessment roll, assess such amount upon such property. Such amount shall be included in the levy against such property, shall constitute a lien and shall be collected and enforced in the same manner, by the same proceedings, at the same time and under the same penalties as are provided by law for the collection and enforcement of real property taxes in the Town of Riverhead.

(ii) This section is enacted pursuant to Section 10 of the Municipal Home Rule Law to promote the public health, safety and general welfare of Town citizens through removal provisions to ensure the proper decommissioning of commercial solar energy production systems within the entire Town. The removal reduction provision of this chapter shall supersede any inconsistent portions of the Town Law Section 64(5-3) and govern the subject of removal of commercial solar energy production systems in this chapter.

§108-210 Decommissioning Plan, Fee schedule for commercial solar energy site plan applications.

A. All applications for a commercial solar energy system shall be accompanied by a Decommissioning Plan to be implemented upon abandonment and/or in conjunction with removal of the commercial solar energy system. Before beginning any decommissioning activities, the applicant must submit a performance bond in a form and amount satisfactory to the Town Attorney, which shall be based upon an estimate approved by the Town's Consulting Engineer or Town Engineer, assuring the availability of adequate funds to restore the site to a useful, non-hazardous condition in accordance with the Decommissioning Plan. Prior to removal of commercial solar energy system, a permit for removal activities shall be obtained from the building department. The Decommissioning Plan shall include the following provisions:

- (1) Restoration of the surface grade and soil after removal of aboveground structures and equipment.
- (2) Restoration of soil areas with native seed mixes, and/or plant species suitable to the area, which shall not include any invasive species.
- (3) Retention of access roads, fences, gates or buildings or buffer plantings, as required at the discretion of the Town.
- (4) Restoration of the site for agricultural crops or forest resource land, as applicable.
- (5) The disposal of all solid and hazardous waste shall be in accordance with all local, state, and federal waste disposal regulations.
- (6) An applicant of a commercial solar energy system comprising more than ten (10) acres shall provide a form of surety, either through escrow account, bond or otherwise, to cover the cost of removal in the event the Town must remove the installation and remediate the landscape, in the amount and form deemed to be reasonable by the Township Engineer. Such surety will not be required for Municipal or State owned facilities. The applicant of the facility shall submit a fully inclusive estimate of the cost associated with removal, prepared by a Professional Engineer.

B. Notwithstanding Article XXVI of this Chapter, the fee for new site plan applications for commercial solar energy production systems shall be a flat fee of \$3,000.00 and the fee for an amendment to a site plan application for commercial solar energy production systems shall be \$2,000.00.

SEVERABILITY

If any clause, sentence, paragraph, section, or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, the judgment shall not affect the validity of this law as a whole or any part thereof other than the part so decided to be unconstitutional or invalid.

EFFECTIVE DATE

This Local Law shall take effect immediately upon filing with the Secretary of State as provided by law.

Dated: September 16, 2014

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD
Diane M. Wilhelm, Town Clerk

TOWN OF RIVERHEAD

Resolution # 661

AUTHORIZES THE ACCEPTANCE OF THE RESIGNATION OF MARTIN SENDLEWSKI AS A MUNICIPALLY APPOINTED DIRECTOR IN THE RIVERHEAD BUSINESS IMPROVEMENT DISTRICT MANAGEMENT ASSOCIATION, INC.;
FURTHER AUTHORIZES THE APPOINTMENT OF WILLIAM ANDES, Jr., ESQ., AS A MUNICIPALLY APPOINTED DIRECTOR IN THE RIVERHEAD BUSINESS IMPROVEMENT DISTRICT MANAGEMENT ASSOCIATION, INC.

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Town of Riverhead enacted a local law pursuant to Town Board Resolution no. 222 of 1991 thereby establishing the Town of Riverhead Business Improvement District; and

WHEREAS, the town board is entitled to appoint a person at will to serve as a municipally appointed director in the Town of Riverhead Business Improvement District Management Association, Inc., pursuant to New York State General Municipal Law section 980-m, the business improvement district plan and bylaws; and

WHEREAS, Martin Sendlewski is currently the town board's municipally appointed director in the Town of Riverhead Business Improvement District Management Association Inc.; and

WHEREAS, the town board wishes to accept the resignation of Martin Sendlewski as a municipally appointed director and appoint William Andes, Jr., Esq., as the town board's municipally appointed director, to serve at will and at the pleasure of the town board, in the Town of Riverhead Business Improvement District Management Association Inc.

NOW THEREFORE BE IT RESOLVED, that the town board accepts the resignation of Martin Sendlewski as the town board's municipally appointed director effective September 16, 2014.

NOW THEREFORE BE IT FURTHER RESOLVED, that William Andes, Jr., Esq., is hereby appointed as the town board's municipally appointed director, to serve at will and at the pleasure of the town board, in the Riverhead Business Improvement District Management Association, Inc., effective September 16, 2014; and be it further

NOW THEREFORE BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to the Riverhead Business Improvement District Management Association, Inc., 49 East Main Street, Riverhead, New York 11901; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 662

**AUTHORIZES THE RELEASE OF A SITE PLAN SECURITY OF PECONIC
MANAGEMENT GROUP LLC**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, Peconic Management Group LLC, posted cash security (JP Chase Morgan Bank Check #1558, dated July 15, 2014) in the amount of Nine Hundred Sixty Dollars (\$960.00) for a foundation permit for property located at 725 Roanoke Avenue, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-126-2-9.1, pursuant to Section 108-133(I) of the Riverhead Town Code; and

WHEREAS, Brad Hammond, Senior Building Inspector, accepted and approved the associated building permit application, resulting in the issuance of Permit ZB40012 for the construction of a one story 1400 sq. ft. medical professional office building in connection with Planning Board Resolution #2014-0057, dated July 3, 2014; and

WHEREAS, Brad Hammond, Senior Building Inspector, recommends that the Town Board releases the cash security.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of cash security in the sum of Nine Hundred Sixty Dollars (\$960.00); and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Peconic Management Group LLC, 715 Roanoke Avenue, Riverhead, New York 11901; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 663

AUTHORIZES TOWN CLERK TO PUBLISH AND POST A PUBLIC NOTICE FOR A LOCAL LAW TO CONSIDER AMENDMENT TO CHAPTER 106 ENTITLED "WATERWAYS" OF THE RIVERHEAD TOWN CODE

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

BE IT RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the September 25, 2014 issue of the News Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law amending Chapter 106 entitled "Waterways" of the Riverhead Town Code, to be posted on the sign board of the Town; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead, at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York 11901, on the 21ST day of October, 2014 at 7:20 o'clock p.m. to consider a local law amending Chapter 106 entitled "Waterways" of the Riverhead Town Code as follows:

CHAPTER 106
WATERWAYS

Article III Anchoring and Abandoned Vessels

§ 106-8. Operation; speed; reckless operation; areas restricted to electric motor.

- I. No person shall use a boat equipped or operated with an ~~outboard~~ any gasoline motor or an electric motor in excess of 10 horsepower on the Peconic River, west of the dam in Grangebél Park.

- J. No person shall operate (start/run) or permit to be operated a motorboat, other than an electric motor to propel a motorboat, on the Peconic River, including water areas in and/or on the waters designated as the Peconic Lake (formerly known as "Forge Pond") and extending to the Grangebél Dam (westerly side of Peconic Avenue). This restriction shall not apply to emergency personnel in the performance of emergency activities that are necessary to protect the public health, safety and welfare and in furtherance of activities pursuant to a lawfully issued permit.

- Underscore indicates additions
- Overstrike indicates deletions

Dated: Riverhead, New York
September 16, 2014

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD
DIANE M. WILHELM, Town Clerk

TOWN OF RIVERHEAD

Resolution # 664

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO
CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED "ZONING" OF
THE RIVERHEAD TOWN CODE**

Councilman Wooten offered the following resolution,

which was seconded by Councilman Gabrielsen

RESOLVED, the Town Clerk is hereby authorized to publish the attached public notice to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the September 25, 2014 issue of the News-Review Newspaper, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed amendment to be posted on the sign board of the Town; and be it further

RESOLVED, all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town at Riverhead at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, on the 21ST day of October, 2014 at 7:15 o'clock p.m. to amend the Code of the Town of Riverhead to add a amend Chapter 108 Entitled "Zoning" of the Riverhead Town Code.

Be it enacted by the Town Board of the Town of Riverhead as follows:

CHAPTER 108

ZONING

§ 108- 131 Application procedure; fees.

D. Further processing.

(3) Inactive site plan applications. Site plan applications which remain incomplete and/or for which the applicant initiates no activity for a period in excess of one year may be deemed withdrawn by the Planning Director, or his designee, provided that at least thirty (30) days prior written notice is given to the applicant informing said applicant of the Planning Director's intent to deem the application withdrawn. If an application is inactive for more than two (2) years, it shall be deemed withdrawn.

- Overstrike represents deletion(s)
- Underscore represents addition(s)

Dated: Riverhead, New York
September 16, 2014

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

DIANE M. WILHELM, Town Clerk

TOWN OF RIVERHEAD

Resolution # 665

**AWARDS BID FOR ANNUAL DIESEL
MAINTENANCE FOR THE RIVERHEAD WATER DISTRICT**

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for annual diesel maintenance for the Riverhead Water District; and

WHEREAS, bids were received, opened and read aloud on the 29TH day of May, 2014, at 11:00 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York 11901, the date, time and place given in the notice to bidders.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby awards the bid for annual diesel maintenance for the Riverhead Water District to North Shore Generator Systems, Inc., at the attached rates for work to be performed; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to North Shore Generator Systems, Inc., 1860 Pond Road, Suite 5, Ronkonkoma, New York, 11779.

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

BID PROPOSAL SHEET

Item #1 – Annual Maintenance Bid (three [3] units total) \$ 1275⁰⁰ L.S. per unit 425/unit
 Item #2 – Annual Maintenance Bid w/Generators (seven [7] units) \$ 3150⁰⁰ L.S. per unit 450/unit

Item #3 - Labor:

a) During normal business hours \$ 98⁰⁰ per hr.
 b) After normal business hours \$ 147⁰⁰ per hr.
 c) Weekends \$ 147⁰⁰ per hr.
 d) Sundays & Holidays \$ 196⁰⁰ per hr.
 *e) Estimated mileage normal business hours \$.50 per mi.
 *f) Estimated mileage after hours & weekends \$.50 per mi.
 *g) Normal response time 4 to 8 hrs hr/min.
 *h) Emergency response time 1 to 4 hrs hr/min.

*Please supply point of origin: Medford, NY

(NOTE: For regular maintenance, "point of origin" shall be deemed to be calculated from the last job site)

Item #4 - Parts and Components

(Lump Sum [L.S.] = \$ amount + percentage; ex., \$100 x 20% = \$120.00 L.S.)

a) Up to \$100 certified cost plus 20 % = \$ 120.00 L.S.
 b) Up to \$500 certified cost plus 20 % = \$ 600.00 L.S.
 c) Up to \$1000 certified cost plus 15 % = \$ 1150.00 L.S.
 d) Up to \$5000 certified cost plus 15 % = \$ 5750.00 L.S.
 e) Above \$5000 certified cost plus 10 % = \$ 5500.00 L.S.

TOWN OF RIVERHEAD

Resolution # 666

**EXTENDS BID CONTRACT FOR CALCIUM
HYPOCHLORITE TABLETS**

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, the Riverhead Water District requested that the contract with Eagle Control Corp, originally awarded by Resolution #120863 adopted November 7, 2012, for a one-year contract expiring November 7, 2013, and extended by Resolution #130798 adopted until November 19, 2014; and

WHEREAS, the above-named vendor has agreed to extend the contract until November 7, 2015, per the attached Bid Extension Notice, at the original bid amount, said extension being the second and final extension under the current contract.

WHEREAS, the Town Board has reviewed said request.

NOW, THEREFORE, BE IT RESOLVED, that the bid contract for calcium hypochlorite tablets be and is hereby be extended to November 7, 2015; and be it further

RESOLVED, that the Town Clerk be directed to forward a certified copy of this resolution to Eagle Control, 23 Old Dock Road, Yaphank, New York, 11980;

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted



RWD Riverhead Water District

1035 Pulaski Street, Riverhead, New York 11901-3043

Phone: 631-727-3205 FAX: 631-369-4608

Gary J Pendzick, Superintendent
pendzick@townofriverheadny.gov

Mark K Conklin, Assistant Superintendent
conklin@townofriverheadny.gov

Bid Extension Notice

To: F. Richard Thaefer, Eagle Control Corp.
From: Riverhead Water District
Date: September 8, 2014
Subject: Extension of Bid Services – Calcium Hypochlorite Tablets

This correspondence is to inform you that our current bid contract with you for Calcium Hypochlorite tablets will expire on November 7, 2014. Pursuant to the terms of the contract, two (2) extensions of the contract may be granted if approved by the vendor(s).

The Town of Riverhead would like to extend this contract for a period of one (1) year until November 7, 2015. This would be the second and final extension pursuant to the terms of the original contract.

If the above meets with your approval, please complete the bottom portion of this notice and return it to us. Thank you for your consideration in this matter.



Authorized Signature

F. Richard Thaefer

Print Name

Eagle Control Corp

Company Name

9/10/14

Date

BID #RWD-2012-21A
BID PROPOSAL SHEET

CALCIUM HYPOCHLORITE TABLETS

Approx. annual requirement: 800 50-lb pails
pail)

\$ 107.50 (Price Per 50-lb.

Quantity discount (if offered)

\$ 103.50 (Price per 50-lb pail
Over 239 50-lb pails)
(insert # of pails)

TOWN OF RIVERHEAD

Resolution # 667

APPOINTS A COOK TO THE SENIORS PROGRAM

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the transfer of a Cook at the Seniors Center has necessitated appointing a replacement to fill this vacancy; and

WHEREAS, in accordance with the CSEA contract, this vacancy for Cook was duly posted for, Job Posting #6, duly advertised for, interviews were conducted; and,

WHEREAS, Melissa Muller has, as per Resolution # 541, been serving in the capacity of temporary Cook at the Riverhead Town Senior Center; and

WHEREAS, Ms. Muller has demonstrated that she meets the Civil Service requirements for the job title of Cook and the Personnel Committee has made a recommendation that she be appointed to same.

NOW THEREFORE BE IT RESOLVED, that pursuant to a successfully completed background investigation and effective on September 22, 2014 this Town Board hereby appoints Melissa Muller to the position of Cook as found on Group 2 Step P of the Clerical and Supervisory Salary Schedule of the CSEA contract.

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 668

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST A PUBLIC NOTICE
TO CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED
“ZONING” OF THE RIVERHEAD TOWN CODE
(Article XX. Subdivision Regulations)**

Councilman Wooten offered the following resolution,

which was seconded by Councilman Gabrielsen

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the September 25, 2014 issue of the News-Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law amending Chapter 108 entitled “Zoning” of the Riverhead Town Code to be posted on the sign board of the Town; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead, at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, on the 21st day of October, 2014 at 7:05 o'clock p.m. to consider a local law amending Chapter 108 entitled "Zoning" of the Riverhead Town Code as follows:

**Chapter 108. ZONING
Article XX. Subdivision Regulations**

§ 108.95. General provisions.

D. Stormwater pollution prevention plan.

~~(1) A stormwater pollution prevention plan (SWPPP) consistent with the requirements of Chapter 110 of the Riverhead Town Code shall be required for preliminary subdivision plat approval. The SWPPP shall meet the performance and design criteria and standards in § 110-6 of this Code. The approved preliminary subdivision plat shall be consistent with the provisions of this Code. Land development/redevelopment activity, as the term is defined in Riverhead Town Code § 110-2, is expressly prohibited absent submission of a stormwater pollution prevention plan and approval by the Town of Riverhead's Stormwater Management Officer.~~

~~(2)~~ (1) A stormwater pollution prevention plan consistent with the requirements of the code and with the terms of preliminary plan approval shall be required for final subdivision plat approval. The SWPPP shall meet the performance and design criteria and standards in § 110-6 of the Code. The approved final subdivision plat shall be consistent with the provisions of the Code. Land development/redevelopment activity, as the term is defined in Riverhead Town Code § 110-2, is expressly prohibited absent submission of a stormwater pollution prevention plan and approval by the Town of Riverhead's Stormwater Management Officer.

E. Preliminary major and minor subdivision condition of approval.

As a condition of preliminary major and minor subdivision approval, applicant, applicant's agent, assigns or representative, is prohibited from conducting land development/redevelopment activity, including but not limited to, clearing, grading, excavating, soil disturbance of any kind or degree, or the importation or placement of fill in any composition or quantity on the subject property, inclusive of its presently constituted use and condition.

- Underline represents addition(s)
- Overstrike represents deletion(s)

Dated: Riverhead, New York
September 16, 2014

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD
DIANE M. WILHELM, Town Clerk

TOWN OF RIVERHEAD

Resolution # 669

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST A PUBLIC NOTICE
TO CONSIDER A LOCAL LAW TO AMEND CHAPTER 110 ENTITLED
“STORMWATER MANAGEMENT AND EROSION AND SEDIMENT CONTROL” OF
THE RIVERHEAD TOWN CODE**

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilwoman Giglio

RESOLVED, that the Town Clerk be and is hereby authorized to publish the attached public notice once in the September 25, 2014 issue of the News-Review, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed local law amending Chapter 110 entitled “Stormwater Management and Sediment Control” of the Riverhead Town Code to be posted on the sign board of the Town; and be it further

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead, at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, on the 21st day of October, 2014 at 7:10 o'clock p.m. to consider a local law amending Chapter 110 entitled "Stormwater Management and Erosion and Sediment Control" of the Riverhead Town Code as follows:

**Chapter 110
STORMWATER MANAGEMENT AND EROSION AND SEDIMENT CONTROL**

§ 110-6. Stormwater pollution prevention plans.

A. Stormwater pollution prevention plan requirement. No application for approval of a land development or redevelopment activity shall ~~be approved~~ receive final approval until the Stormwater Management Officer (SMO) has received, reviewed, and accepted a stormwater pollution prevention plan (SWPPP) prepared in accordance with the specifications in this chapter.

- Underline represents addition(s)
- Overstrike represents deletion(s)

Dated: Riverhead, New York
September 16, 2014

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

DIANE M. WILHELM, Town Clerk

TOWN OF RIVERHEAD

Resolution # 670

APPOINTS A RECREATION AIDE LEVEL II
TO THE RECREATION DEPARTMENT

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, a Call-In Recreation Aide II, Level 1 is needed by the Riverhead Town Recreation Department.

NOW THEREFORE BE IT RESOLVED, that effective September 16th, 2014, this Town Board hereby appoints Scott Tocci, Jr. to the position of Call-In Recreation Aide II, Level 1 to be paid the rate of \$9.00 per hour to the Recreation Department and

RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution #671

PAYS BILLS

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

ABSTRACT #14-34 September 3, 2014 (TBM 9/16/14)			
			Grand
Fund Name	Fund #	Ckrun Total	Totals
GENERAL FUND	1	923,272.61	923,272.61
RECREATION PROGRAM FUND	6	28,045.25	28,045.25
HIGHWAY FUND	111	74,688.12	74,688.12
WATER DISTRICT	112	54,042.38	54,042.38
RIVERHEAD SEWER DISTRICT	114	27,421.33	27,421.33
REFUSE & GARBAGE COLLECTION DIST	115	6,409.00	6,409.00
STREET LIGHTING DISTRICT	116	6,782.88	6,782.88
EAST CREEK DOCKING FACILITY FUND	122	2,573.49	2,573.49
CALVERTON SEWER DISTRICT	124	900.31	900.31
RIVERHEAD SCAVENGER WASTE DIST	128	15,186.09	15,186.09
TRUST & AGENCY	735	1,115,769.72	1,115,769.72
TOTAL ALL FUNDS		2,255,091.18	2,255,091.18

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 671

PAYS BILLS

Councilman Dunleavy offered the following resolution,

which was seconded by Councilman Wooten

ABSTRACT #14-35 September 11, 2014 (TBM 9/16/14)			
Fund Name	Fund #	Ckrun Total	Grand Totals
GENERAL FUND	1	283,926.03	283,926.03
POLICE ATHLETIC LEAGUE	4	2,814.15	2,814.15
RECREATION PROGRAM FUND	6	6,756.90	6,756.90
HIGHWAY FUND	111	96,786.41	96,786.41
WATER DISTRICT	112	147,649.00	147,649.00
RIVERHEAD SEWER DISTRICT	114	35,644.35	35,644.35
REFUSE & GARBAGE COLLECTION DIST	115	976.18	976.18
STREET LIGHTING DISTRICT	116	33,436.18	33,436.18
PUBLIC PARKING DISTRICT	117	6,799.41	6,799.41
AMBULANCE DISTRICT	120	2,115.00	2,115.00
EAST CREEK DOCKING FACILITY FUND	122	1,197.40	1,197.40
CALVERTON SEWER DISTRICT	124	5,496.17	5,496.17
RIVERHEAD SCAVENGER WASTE DIST	128	34,366.27	34,366.27
RISK RETENTION FUND	175	29,033.01	29,033.01
MAIN STREET REHAB PROGRAM	177	20,000.00	20,000.00
CDBG CONSORTIUM ACCOUNT	181	78.40	78.40
TOWN HALL CAPITAL PROJECTS	406	7,400.00	7,400.00
WATER DISTRICT CAPITAL PROJECTS	412	7,825.00	7,825.00
RIVERHEAD SEWER CAPITAL PROJECTS	414	583,694.63	583,694.63
CALVERTON SEWER CAPITAL PROJECTS	424	13,372.38	13,372.38
SCAVENGER WASTE CAPITAL PROJECTS	428	162,344.87	162,344.87
CALVERTON PARK - C.D.A.	914	3,876.48	3,876.48
TOTAL ALL FUNDS		1,485,588.22	1,485,588.22

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No

Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 672

AUTHORIZES BOW HUNTING FOR DEER ON TOWN PROPERTY AT ENTERPRISE PARK AT CALVERTON (SCTM No. 600-135-1-7.33, et al.); 1751 SOUND AVENUE, CALVERTON (SCTM No. 600-60-1-2); 437 YOUNGS AVENUE, RIVERHEAD (SCTM No. 600-80-2-6.1); MIDDLE ROAD, RIVERHEAD (SCTM No. 600-80-2-10.1), FROM OCTOBER 6, 2014, to NOVEMBER 30, 2014, inclusive

Councilman Gabrielsen offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, Town of Riverhead residents and Town of Riverhead real property owners have requested permission to engage in bow hunting for deer only on Town property at Enterprise Park at Calverton, SCTM No. District 600, Section 135, Block 1, Lot 7.33, et al., (hereinafter referred to as "EPCAL"); 1751 Sound Avenue, Calverton, District 600, Section 60, Block 1, Lot 2, (hereinafter referred to as "SOUND"); 437 Youngs Avenue, Riverhead, SCTM No. 600-80-2-6.1 (hereinafter referred to as "YOUNGS"); Middle Road, Riverhead, SCTM No. 600-80-2-10.1 (hereinafter referred to as "MIDDLE") from October 6, 2014, to November 30, 2014, inclusive; and

WHEREAS, the Town Board of the Town of Riverhead wishes to provide bow hunting for deer only to Town of Riverhead residents and Town of Riverhead real property owners on Town property at EPCAL, SOUND, YOUNGS and MIDDLE from October 6, 2014, to November 30, 2014, inclusive; and

WHEREAS, deer hunting by bow in New York State is a regulated activity by New York State and is subject to the laws, rules and regulations of New York State as enforced in whole or in part by the New York State Department of Environmental Conservation; and

WHEREAS, Town of Riverhead residents and Town of Riverhead real property owners who wish to engage in hunting activity in New York State are bound by applicable laws, rules and regulations of New York State.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead authorizes the Wildlife Management Advisory Committee (WMAC) to conduct a lottery to establish a list of those qualified hunters who are either residents of the Town of Riverhead or Town of Riverhead real property owners who shall be permitted to hunt for deer only by bow in EPCAL, SOUND, YOUNGS and MIDDLE in designated sections and at designated time periods as determined by the WMAC, in conformance with applicable New York State law, rules and regulations.

BE IT FURTHER RESOLVED THAT, all designated and qualified hunters must possess a valid New York State deer hunting license, big game tag, bowhunter education certificate, landowner's endorsement as well as all other attendant-required documentation and shall abide by the laws, rules and regulations of New York State

regarding deer hunting as well as the directives of the Wildlife Management Advisory Committee and/or Town officials and employees, failure of which to abide by shall subject the hunter to immediate revocation of the non-transferable hunting privilege.

BE IT FURTHER RESOLVED THAT, designated and qualified hunters shall only hunt in areas as designated and delineated in the above-referenced tax map numbers, from October 6, 2014, to November 30, 2014, inclusive, sunrise to sunset, in one-week time slots, and as per the directives of the Wildlife Management Advisory Committee and/or Town officials and employees.

BE IT FURTHER RESOLVED THAT, designated and qualified hunters shall be required to review and execute a revocable license agreement in a form approved by the Town Attorney at the time they are selected as a designated hunter in the lottery system.

BE IT FURTHER RESOLVED THAT the Town Supervisor is authorized to sign the respective landowner's endorsement and revocable license agreement on behalf of the Town Board.

BE IT FURTHER RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from DocuLex and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

On a motion by Councilman Gabrielsen, seconded by Councilwoman Giglio, resolution #672 was TAKEN OFF THE FLOOR, motion carried by unanimous vote. Immediately thereafter there was a motion to put to vote.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No
Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

Resolution # 673

GRANTS SPECIAL USE PERMIT OF R & K PRECISION AUTOWORKS, INC.

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Wooten

WHEREAS, the Riverhead Town Board is in receipt of a Special Use Permit Petition from R & K Precision Autoworks, Inc. to expand a non-conforming auto repair use upon real property located at 3241 Sound Avenue, Riverhead, New York; such real property more particularly described as Suffolk County Tax Lot No. 0600-42-1-19, and,

WHEREAS, a full environmental assessment form and supporting documentation was submitted as part of the petition, and

WHEREAS, the special use permit petition was referred to the Town of Riverhead Zoning Board of Appeals for certain relief from the strict application of the Town of Riverhead Zoning Ordinance, and

WHEREAS, by determination dated May 26, 2011, the Riverhead Zoning Board of Appeals granted the appeal of R & K Precision Autoworks, Inc. under Appeal No. 11-21, the following relief:

- (i) Side yard width of fourteen (14) feet instead of the required 25 feet;
- (ii) Combined side yard width of forty four (44) feet instead of the required 50 feet;
- (iii) Rear yard depth of fourteen (14) feet instead of the required 50 feet;
- (iv) Lot coverage of 29.2 percent (%) instead of the permitted 15 percent (%);
- (v) Floor area ratio of 0.292 instead of the permitted floor area ratio of 0.20;
- (vi) Parking isle width of nineteen (19) feet in the side yard for parallel parking instead of the required 24 feet;
- (vii) Parking isle width of twenty-three (23) feet in the rear yard for 90 degree perpendicular parking instead of the required 24 feet; and

WHEREAS, by determination dated November 14, 2013, the Riverhead Zoning Board of Appeals granted the same relief as previously granted under Appeal No. 11-21 to R & K Precision Autoworks, Inc. under Appeal No. 13-43; and

WHEREAS, the matter was referred to the Suffolk County Planning Commission; such Commission concluding the matter to be one of local determination, and

WHEREAS, a public hearing was held by the Town Board on August 5, 2014 pursuant Section 108-133.3 of the Riverhead Zoning Ordinance; and

WHEREAS, the prior record regarding the public hearing that was held by the Town Board on August 2, 2011 regarding the special permit of R & K Precision Autoworks, Inc. was deemed part of the record on August 5, 2014; and

WHEREAS, the Riverhead Town Board has carefully considered the merits of the relevant special use permit, the SEQR record created to date, the report of the Planning Department, the report of the Suffolk County Planning Commission, the determination of the Zoning Board of Appeals, (Appeal No. 13-43), the commentary made at the relevant public hearing, as well as all other pertinent planning, zoning and environmental information, now

THEREFORE BE IT RESOLVED, that in the matter of the special use permit petition of R & K Precision Autoworks, Inc., the Riverhead Town Board hereby declares itself to be the Lead Agency pursuant to 6NYCRR Part 617 and further determines the Action to be Unlisted without a significant adverse impact upon either the natural or social environment and that a Draft Environmental Impact Statement need not be prepared, and

BE IT FURTHER RESOLVED, that in the matter of the special use permit petition of R & K Precision Autoworks, Inc., the Riverhead Town Board hereby makes the following findings:

- (i) That the property lies within the confines of the Business CR Zoning Use District by order of the Supreme Court of the State of New York (Index Number 05-5243);
- (ii) That the supplementary use regulations (Section 108-51 A) provide for the expansion of non-conforming uses by special use permit of the Town Board;
- (iii) That the lot area is considered sufficient and adequate for the proposed expansion by virtue of the determination of Riverhead Zoning Board of Appeals;
- (iv) That the characteristics of the proposed use would not be unsuitably near a church, school, or recreation area;
- (v) That access facilities are adequate for the motor vehicle traffic to be generated by the intensity of the proposed use;
- (vi) That adequate buffer yards have been provided to protect neighboring properties;
- (vii) That adequate provisions will be made for the collection and recharge of both stormwater and sanitary flow;
- (viii) That adequate provisions for emergency vehicle access, off street parking and loading will be insured by the administration of the requisite and contemplated site plan review;
- (ix) That the site will not generate environmental pollution discernable from the surrounding community; and

BE IT FURTHER RESOLVED, that based upon its findings, the Riverhead Town Board hereby grants the special use permit of R & K Precision Autoworks, Inc. for expansion of the existing 3,065 sf. ft. building to a building with a total floor area not to exceed 6,309 sq. ft. of a non-conforming motor vehicle repair use upon real property located at Sound Avenue,

Riverhead, New York; such real property more particularly described as Suffolk County Tax Lot Number 0600-42-1-19, subject to the following conditions:

- (i) That no auto body or fender repair shall occur upon the premises;
- (ii) That the special permit use shall commence within two (2) years from the date of this resolution; and
- (iii) No outdoor storage of vehicles in the front yard be permitted during hours between 8:00 p.m. to 7:00 a.m. the following morning during the week and at any time during weekends.

BE IT FURTHER RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

On a motion by Councilman Gabrielsen, seconded by Councilwoman Giglio, resolution #673 was TAKEN OFF THE FLOOR, motion carried by unanimous vote. Immediately thereafter there was a motion to put to vote.

THE VOTE

Giglio Yes No Gabrielsen Yes No
Wooten Yes No Dunleavy Yes No
Walter Yes No

The Resolution Was Thereupon Duly Declared Adopted