

**TOWN BOARD MEETING
AGENDA
PHILIP CARDINALE, Supervisor**

June 6th, 2006

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

**Barbara Blass, Councilwoman
John Dunleavy, Councilman**

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

ELECTED OFFICIALS

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

**Chairwoman Board of Assessors
Board of Assessors
Board of Assessors
Highway Superintendent
Receiver of Taxes
Town Justice
Town Justice**

DEPARTMENT HEADS

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

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

PUBLIC COMMENT ON ANY RESOLUTIONS LISTED BELOW:
REGULAR TOWN BOARD MEETING:

- #506 In the Matter of The Joint Increase and Improvement of the Facilities of the Riverhead Sewer District and Riverhead Scavenger Waste District in the Town of Riverhead, Suffolk County
- #507 Sewer District Budget Adjustment
- #508 Police Department Budget Adjustment
- #509 Approves Site Plan of Peconic Bay Medical Center
- #510 Determines Significance on Special Permit Application of 1998 Peconic LLC
- #511 Amends Resolution Numbers 737-2002 and 832-2003; Site Plan Approval of Riverhead Charter School
- #512 Classifies Action on Special Permit of Ottoman Enterprises
- #513 Accepts Irrevocable Letter of Credit Edward Carrera (Subdivision Entitled, "Edward Carrera at Old Field Court")
- #514 Authorizes the Release of a Bond for Sound Housing LLC (#23)
- #515 Authorizes the Release of Letter of Credit for Doherty Breads, LLC (Riverhead Commerce Park)
- #516 Authorizes the Release of Security Posted for American Legion Post 273
- #517 Authorizes the Release of a Bond for Robert R. Heller
- #518 Releases Security of Eastern Crest Corporation in Connection with the Subdivision Entitled, "Meadowcrest Section 3" (One year Maintenance Bond)
- #519 Establishes Supplemental Policy Requiring Pre-Employment Drug and Alcohol Testing
- #520 Rescinds Resolution #550-2006
- #521 Appoint Part Time Homemaker in the Nutrition Department (K. Westwood)
- #522 Appoints Summer Program Leader to the Recreation Department (A. McCafferty)

- #523 Appoints Summer Recreation Aides to the Recreation Department
- #524 Appoints a Lifeguard Level I to the Recreation Department (A. Racaniello)
- #525 Appoints a Park Attendant II to the Recreation Department (A. Rhymer, Jr.)
- #526 Ratifies the Appointment of a P/T Assistant Recreation Leader/Skatepark to the Recreation Department (A. Rhymer, Jr.)
- #527 Ratifies the Appointment of a Scorekeeper Level II to the Recreation Department (A. Rhymer, Jr.)
- #528 Appoints a Lifeguard Level I to the Recreation Department (J. McGrath)
- #529 Appoints a Seasonal Bus Driver to the Recreation Department (R. Fox)
- #530 Appoints a Seasonal Bus Driver to the Recreation Department (D. Dewling)
- #531 Appointment of a P/T Guard to the Sanitation Department (M. Curtis)
- #532 Terminates Provisional Assistant Civil Engineer (D. Cullen)
- #533 Appoints Member to the Industrial Development Agency (J. Orben)
- #534 Authorizes Attendance of Assessor at Seminar
- #535 Amends Resolution #452-2006 (Approves Application of Wading River Assembly of God Church-Classic Car Show)
- #536 Adopts a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (108-134 Light Industrial (LI) Zoning Use District)
- #537 Order Establishing Lateral Water Main Riverhead Water District-Carrera Property, Wading River
- #538 Authorizes Supervisor to Issue Purchase Order Regarding Peconic Avenue Water Main Repair-RWD
- #539 Authorizes Supervisor to Execute Change Order Cranberry Street Pump Station- Contract E, Electrical Construction Change Order No. 1-RSD
- #540 Authorizes Supervisor to Execute Agreement with Suffolk County for Grant Funds Awarded through Downtown Beautification and Renewal Capital Program

- #541 Authorizes Supervisor to Execute Troy & Banks Agreement
- #542 Awards Bid for Quick Lube Maintenance at the Riverhead Water District
- #543 Awards Bid for Altec Model AT37-G Bucket Truck
- #544 Ratifies Execution of Engagement Letter for the Landfill Reclamation Project with Markowitz, Fenelon & Bank, LLP
- #545 Authorizing Compromise and Settlement of Tax Certiorari Proceedings against the Town of Riverhead
- #546 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 (Business PB District)
- #547 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 (108-130- Site Plan review)
- #548 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 (108-3, 108-310 & 108-314)
- #549 Order Calling a Public Hearing-Extension No. 86-RWD-Calverton Industrial Park)
- #550 Authorizes Town Clerk to Publish and Post Notice of Public Hearing-Special Use Permit Petition of Kar-McVeigh, LLC
- #551 Authorizes Town Clerk to Post and Publish Public Notice for Public Hearing Regarding a Local Law to Amend Chapter 52 of the Riverhead Town Code Entitled, "Building Construction"
- #552 Authorizes Town Clerk to Post and Publish Public Notice for Public Hearing Regarding a Local Law to Amend Chapter 92 (Streets & Sidewalks) of the Riverhead Town Code

- #553 Authorizes the Town Clerk to Publish and Post Public Notice to Consider a Local Law to Amend Chapter 108 Entitled, "Zoning" of the Riverhead Town Code (108-42- Calverton Office Zoning Use District)
- #554 Authorizes Town Clerk to Publish and Post Notice of Public Hearing- Special Use Permit of Wulforst Farms (The Baiting Hollow Club)
- #555 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 (Commercial Districts Schedule of Dimensional Regulations)
- #556 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 (Residence Districts Schedule of Dimensional Regulations)
- #557 Authorizes Town Clerk to Publish and Post a Help Wanted Ad for Seasonal Traffic Control Officers
- #558 Authorizes Town Clerk to Post and Publish the Attached Notice to Bidders for a Concrete Foundation and Prefabricated Canvas Building System and Interior Asphalt Paving for Highway Department Salt Storage
- #559 Authorization to Publish and Post Advertisement for 2006 or 2007 Dump Truck with Power Lift Gate and Snow Plow for Use by the Town of Riverhead
- #560 Authorizes Town Clerk to Publish and Post Notice to Bidders for Transmission Improvements-Contracts G & E, General and Electrical-RWD
- #561 Authorization to Junk Fixed Assets
- #562 Accepts a Donation of a 1946 Classic Baymen's Clam Boat for a "Baymen's Heritage Project" Peconic Bay Riverfront Display
- #563 A Resolution Authorizing the Construction of Road Improvements Including a Roundabout at Horton Avenue, Osborne Avenue, and Middle Road in and for said Town of Riverhead, Suffolk County, New York at a Maximum Estimated Cost of \$551,000 and Authorizing Subject to Permissive Referendum, the Issuance of \$551,000 Bonds of said Town to Pay the Cost Thereof
- #564 Pays Bills

Adopted

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, in Riverhead, New York, in said Town, on June 6, 2006, at 7:00 o'clock P.M., Prevailing Time.

PRESENT:

Philip Cardinae
Supervisor

John Dunleavy
Councilman

George Bartunek
Councilman

Barbara Blass
Councilwoman

Edward Densieski
Councilman

COUNCILMAN BARTUNEK offered the following

resolution, which was

seconded by: **COUNCILWOMAN BLASS**

<p style="text-align: center;">In the Matter of The Joint Increase and Improvement of the Facilities of Riverhead Sewer District and Riverhead Scavenger Waste District in the Town of Riverhead, Suffolk County, New York:</p>	<p style="text-align: center;">ORDER CALLING PUBLIC HEARING</p>
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WHEREAS, the Town Board of the Town of Riverhead, Suffolk County, New York, has had under consideration the joint increase and improvement of the facilities of Riverhead Sewer District (the "Sewer District") and Riverhead Scavenger Waste District (the "Waste District"), in said Town (together, the "Districts"), consisting of replacement of the belt filter press of said Districts, including original equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith; and

WHEREAS, the maximum estimated cost to said Districts of such joint increase and improvement of facilities is determined to be \$750,000; and

WHEREAS, such cost shall be annually apportioned among such Districts by said Town Board, and the amounts so apportioned shall be annually apportioned and assessed upon the several lots and parcels of land within each said District in the manner provided by law, in an amount sufficient to pay the principal and interest on said bonds as the same become due, but if not paid from such source, all the taxable real property in said Town shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on said bonds as the same shall become due; and

WHEREAS, it is anticipated at this time that the apportionment of such cost between Districts shall be as follows: Riverhead Sewer District: 50% (\$375,000), and Riverhead Scavenger Waste District: 50% (\$375,000), and

WHEREAS, said capital project is a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which it has been determined as a Type II Action by definition will not result in any significant environmental effects; and

WHEREAS, it is now desired to call a public hearing on said proposed joint increase and improvement and estimate of cost pursuant to Section 202-b of the Town Law; NOW, THEREFORE, BE IT

ORDERED, by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. A meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, shall be held at the Town Hall, in Riverhead, New York, in said Town, on the

5th day of July, 2006, at 7:05 o'clock P.M., Prevailing Time, for the purpose of conducting a public hearing on the proposed joint increase and improvement of the facilities of Riverhead Sewer District and Riverhead Scavenger Waste District, in said Town, and the estimate of cost referred to in the preambles hereof, at which time and place said Town Board will hear all persons interested in the subject thereof concerning the same.

Section 2. The Town Clerk is hereby authorized and directed to cause a notice of said public hearing to be published in the June 22 Edition of Riverhead News Review, the official newspaper of said Town, and posted in the manner prescribed by law, which notice shall be in substantially the following form, to-wit:

THE VOTE

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

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

NOTICE OF PUBLIC HEARING

Riverhead Sewer District and Riverhead Scavenger Waste District

PLEASE TAKE NOTICE that the Town Board of the Town of Riverhead, Suffolk County, New York, will meet at the Town Hall, in Riverhead, New York, in said Town, on the 5th day of July, 2006, at 7:45 o'clock P.M., Prevailing Time, for the purpose of conducting a public hearing relating to the proposed joint increase and improvement of the facilities of Riverhead Sewer District and Riverhead Scavenger Waste District, in said Town, consisting of replacement of the belt filter press for said Districts, including original equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$750,000 at which time and place said Town Board will hear all persons interested in the subject thereof concerning the same.

Such cost shall be annually apportioned among such Districts by said Town Board, and the amounts so apportioned shall be levied and collected in each District in the manner provided by law.

It is anticipated at this time that the apportionment of cost between Districts shall be as follows: Riverhead Sewer District: 50% (\$375,000), and Riverhead Scavenger Waste District: 50% (\$375,000), and

The project has been determined to be a "Type II Action" for purposes of the State Environmental Quality Review Act, which it has been determined by definition for such actions will not result in any significant environmental effects.

Dated: Riverhead, New York,
June 6, 2006.

BY ORDER OF THE TOWN BOARD OF
THE TOWN OF RIVERHEAD SUFFOLK
COUNTY, NEW YORK

Barbara Grattad

Town Clerk

Section 3. This Order shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

_____ VOTING _____
_____ VOTING _____
_____ VOTING _____
_____ VOTING _____
_____ VOTING _____

The resolution was thereupon declared duly adopted.

* * * *

CERTIFICATION FORM

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

I, the undersigned Clerk of the Town of Riverhead, in the County of Suffolk, New York (the "Issuer"), DO HEREBY CERTIFY:

- 1) That a meeting of the Issuer was duly called, held and conducted on the _____ day of _____, 2006.
- 2) That such meeting was a **special regular** (circle one) meeting.
- 3) That attached hereto is a proceeding of the Issuer which was duly adopted at such meeting by the Board of the Issuer.
- 4) That such attachment constitutes a true and correct copy of the entirety of such proceeding as so adopted by said Board.
- 5) That all members of the Board of the Issuer had due notice of said meeting.
- 6) That said meeting was open to the general public in accordance with Section 103 of the Public Officers Law, commonly referred to as the "Open Meetings Law".
- 7) That notice of said meeting (the meeting at which the proceeding was adopted) was given **PRIOR THERETO** in the following manner:

PUBLICATION (here insert newspaper(s) and date(s) of publication)

POSTING (here insert place(s) and date(s) of posting)

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Issuer
this _____ day of _____, 2006.

(CORPORATE SEAL)

Town Clerk

AFFIDAVIT OF POSTING

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

I, the undersigned Clerk of the Town of Riverhead, Suffolk County, New York, DEPOSE
AND SAY:

That on the _____ day of _____, 2006, I caused to be posted
on the official signboard maintained by me pursuant to subdivision 6 of Section 30 of the Town
Law, a Notice of Public Hearing which was a part of an order adopted by the Town Board of said
Town on _____, 2006.

A true and correct copy of such Notice of Hearing is attached hereto.

Town Clerk

Sworn to before me this _____ day
of _____, 2006.

Notary Public

JUNE 6, 2006

Adopted

TOWN OF RIVERHEAD

SEWER DISTRICT

BUDGET ADJUSTMENT

RESOLUTION # 507

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

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

		<u>FROM</u>	<u>TO</u>
114.081300.546203	Plant Electric & Gas	\$2,500.00	
114.081300.541405	Generator Service (Plant)		\$2,500.00

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

JUNE 6, 2006

Adopted

TOWN OF RIVERHEAD

POLICE DEPARTMENT

BUDGET ADJUSTMENT

RESOLUTION # 508

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

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

		<u>FROM</u>	<u>TO</u>
004.031200.421404	Football Uniform Fees	\$6,700.00	
004.031200.542400	PAL Football Uniforms		\$6,700.00

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

June 6th, 2006

Adopted

TOWN OF RIVERHEAD

Resolution # 509

APPROVES SITE PLAN OF PECONIC BAY MEDICAL CENTER
(CENTRAL SUFFOLK HOSPITAL)

COUNCILMAN DUNLEAVY

_____ offered the following resolution,

which was seconded by **COUNCILMAN DENSIESKI** _____:

WHEREAS, a site plan was submitted by Peconic Bay Medical Center to construct a 256,171 sq. ft. addition to the existing Central Suffolk Hospital, upon real property located at 1300 Roanoke Avenue, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-108-3-22.1; and

WHEREAS, the application has been referred to the Town of Riverhead Architectural Review Board and they have reviewed the elevations and landscaping; and

WHEREAS, the Planning Department has reviewed the site plan dated May 19th, 2006 as prepared by Paul F. Stevens, P.E. and elevations dated May 10th, 2006 as prepared by Perkins Eastman has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

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

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

WHEREAS, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Check Number 24723 of the Office of the Financial Administrator of the Town of Riverhead; and;

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

NOW, THEREFORE, BE IT

RESOLVED, that in the matter of the site plan application of Peconic Bay Medical Center; the Riverhead Town Board hereby declares itself to be the Lead Agency and further determines the action to be Unlisted pursuant to 6NYCRR Part 617 and that an Environmental Impact Statement need not be prepared.

BE IT FURTHER

RESOLVED, that the site plan submitted by Peconic Bay Medical Center to construct a 256,171 sq. ft. addition to the existing Central Suffolk Hospital, site plan prepared by Paul F. Stevens, P.E. dated May 19th, 2006 elevations dated May 10th, 2006, as prepared by Perkins Eastman, be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;
3. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan approval and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
4. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
7. That parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
8. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
9. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and

filing of this document, Peconic Bay Medical Center, hereby authorizes and consents to the Town of Riverhead to enter premises at 1300 Roanoke Avenue, Riverhead, New York, to enforce said handicapped parking regulations;

10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
11. That all new utilities shall be constructed underground, if feasible;
12. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
13. That pursuant to section 108-1331 of the Code of the Town of Riverhead, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;
14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;
15. That no Building Permit shall issue, prior to the satisfaction of the Planning Director, of re-design of the existing crosswalk and signalization accessing the hospital entrance from the existing parking facility off Roanoke Avenue;
16. That no building permit shall issue prior the submission of those depictions required to satisfy the comments of the Riverhead Fire Marshal; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter Danowski, Esq., attorney for applicant, 616 Roanoke Avenue, Riverhead, New York 11901, the Riverhead Planning Department, Riverhead Building Department, Town Attorney and the Town Engineer.

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Damsieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

06/06/06

Adopted

TOWN OF RIVERHEAD

Resolution # 510

DETERMINES SIGNIFICANCE ON SPECIAL PERMIT APPLICATION OF
1998 PECONIC LLC

Councilman Densieski offered the following resolution which was
seconded by Councilman Dunleavy _____:

WHEREAS, the Riverhead Town Board is in receipt of a special permit application from 1998 Peconic LLC pursuant to Section 108-45B and Article XXVIA of the Riverhead Town Code to construct a 3,600 sq.ft gasoline station and convenience store, 1,000 sq.ft. car wash and related improvements on 1.8 acres of land zoned Industrial A; such property more particularly described as SCTM # 0600-117.00-02.00-p/o2.5 (lot 1 of minor subdivision of 1998 Peconic LLC, map #11224, filed 2/10/05) and

WHEREAS, full Environmental Assessment Forms, including a traffic study and supporting documentation have been submitted in connection with the application, and

WHEREAS, pursuant to resolution 433 of 2005, the Town Board of the Town of Riverhead declared itself Lead Agency, classified the action as Unlisted for the purposes of SEQRA (6 NYCRR Part 617, et.seq.) and referred the action to the Planning Board for its review and recommendation; and

WHEREAS, the Planning Board, by resolution dated July 11, 2005, the Planning Board recommended denial of the application for reasons set forth in that resolution, and

WHEREAS, the Town Board thereafter on March 7, 2006 held a public hearing on the application, and

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead, as lead agency pursuant to 6 NYCRR Part 617, based upon the information provided to it by the applicants, hereby determines that the special permit as proposed may have significant adverse environmental impacts in that there may have an adverse impacts upon the environment; especially upon existing traffic conditions, and be it further

RESOLVED that pursuant 6 NYCRR 617.7 the Town Board of the Town of Riverhead hereby determines that the application may have significant adverse environmental impacts as set forth above and that as such an Environmental Impact Statement is required to be prepared,; and be it further

RESOLVED that pursuant to 6 NYCRR 617.10(a)(1-3), the Riverhead Town Board determines that it is appropriate for it to prepare a Draft Environmental Impact Statement to study the impacts that would potentially be created by the development proposed; and it further

RESOLVED that pursuant to 6 NYCRR 617.8, the Riverhead Town Board will prepare a draft scope of issues to be addressed in the Draft Environmental Impact Statement; and be it further

RESOLVED, that pursuant to 6 NYCRR 617.13 (a) the Town Board shall be entitled to charge a fee to the applicants in order to recover the actual costs of reviewing the draft environmental impact statement; and be it further

RESOLVED, that the Town Clerk be authorized to forward a copy of this resolution to the applicants, the Planning Department and the Town Attorney's office.

THE VOTE
Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no
THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

June 6, 2006

Adopted

TOWN OF RIVERHEAD

Resolution # 511

**AMENDS RESOLUTIONS NUMBERS 737 OF 2002 AND 832 OF 2003 –
SITE PLAN APPROVAL RIVERHEAD CHARTER SCHOOL**

COUNCILMAN DUNLEAVY offered the following resolution which
was seconded by COUNCILMAN BARTUNEK

WHEREAS, by resolution dated July 2, 2002 (No. 737), the Riverhead Town Board did approve the site plan petition of the Riverhead Charter School to allow the construction of school facilities upon property located at Route 25, Calverton, and

WHEREAS, the aforementioned site plan approval did provide for twenty-four (24) temporary classrooms to be abandoned and removed from the premises no later than one (1) year of such site plan approval, and

WHEREAS, by resolution dated July 15, 2003, the Riverhead Town Board did amend resolution No. 737 of 2002 to allow the temporary classrooms to remain upon the premises for an additional three (3) years, and

WHEREAS, Eugene Barnosky, Esq., as agent for the Riverhead Charter School has requested a two (2) year extension of the current site plan approval to allow for the continued use of depicted temporary classrooms, and

WHEREAS, the Town Board has carefully considered the merits of the proposed site plan approval amendment, the SEQRA record created to date, the site plan record created to date, as well as all other pertinent planning, zoning and environmental information, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board hereby amends resolutions #737 of 2002 and #832 of 2003 to allow for the enjoyment of twenty-four (24) temporary classrooms as temporary structures which will not be removed and abandoned until the 15th day of July, 2008, and

BE IT FURTHER

RESOLVED, that any and all conditions imposed by the Town Board shall remain in full force and effect until further modified, and, and

BE IT FURTHER

RESOLVED, that copies of this resolution be forwarded to the Town Attorney, Building Department, the Planning Department, and Eugene Barnosky as attorney for the applicant.

Rh/planning

THE VOTE

Dunleavy yes ___ no ___ Bartunek yes ___ no ___
Blass yes ___ no ___ Densieski yes ___ no ___
Cardinale yes ___ no ___

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

June 6, 2006

Adoptec

TOWN OF RIVERHEAD

Resolution # 512

Classifies Action on Special Permit of Ottoman Enterprises,

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

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition from Ottoman Enterprises, Inc. II pursuant to Article XXVIA and Section 108-51A. of the Riverhead Town Code, for the demolition and reconstruction of a gas station and convenience store on a 0.48ac. parcel zoned Industrial C, such property more particularly described as SCTM 0600-124-3-21.1, and

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

WHEREAS, the Riverhead Planning Department has reviewed these materials and has determined the petition to be a Type II action pursuant to 6NYCRR Part 617.5(c)(7) as the construction or expansion of a non residential facility involving less than 4,000sq.ft. gross floor area and not requiring a zone change 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, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board declares the special permit application of Ottoman Enterprises, Inc. II to be a Type II action for the purposes of SEQR compliance, and

BE IT FURTHER

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

THE VOTE

Dunleavy yes ___ no ___ Bartunek yes ___ no ___
Blass yes ___ no ___ Densieski yes ___ no ___
Cardinale yes ___ no ___

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

6/6/06

Adopted

TOWN OF RIVERHEAD

Resolution # 513

ACCEPTS IRREVOCABLE LETTER OF CREDIT OF EDWARD CARRERA (SUBDIVISION ENTITLED, "EDWARD CARRERA AT OLD FIELD COURT")

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

WHEREAS, by Resolution #30 adopted on April 10, 2006, the Riverhead Planning Board conditionally approved the final plat entitled, "Edward Carrera at Old Field Court", having one of the conditions of final approval being the submission and filing of a performance bond in the amount of \$222,000.00 in connection with improvements to be completed within said subdivision; and

WHEREAS, Edward Carrera Inc. has submitted Suffolk County National Bank Irrevocable Letter of Credit #060517 in the amount of Two Hundred Twenty Two Thousand (\$222,000.00) Dollars; and

WHEREAS, said Irrevocable Letter of Credit is found to be acceptable in connection with improvements to be completed in the subdivision entitled "Edward Carrera at Old Field Court".

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby accepts Suffolk County National Bank Irrevocable Letter of Credit #060517 in the amount of Two Hundred Twenty Two Thousand (\$222,000.00) Dollars for improvements to be completed in the aforementioned subdivision; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Robert F. Kozakiewicz, Esq., 431 Griffing Avenue, P.O. Box 341, Riverhead, New York, 11901; John Raynor, P.E., L.S., P.C., P.O. Box 720, Water Mill, New York, 11976, Attn: Vincent Gaudiello, P.E.; the Planning Department; the Building Department and the Town Attorney's Office.

THE VOTE

Dunleavy yes ___ no ___ Bartunek yes ___ no ___
Blass yes ___ no ___ Densieski yes ___ no ___
Cardinale yes ___ no ___

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

6/06/06

Adopted

TOWN OF RIVERHEAD

Resolution # 514

AUTHORIZES THE RELEASE OF A BOND FOR SOUND HOUSING LLC (#23)

COUNCILMAN DENSIESKI offered the following resolution,

which was seconded by COUNCILMAN DUNLEAVY

WHEREAS, Sound Housing LLC posted a performance bond in the amount of Thirty Thousand Eighty-Eight Dollars (\$30,088) for Condominium Building #23 located at Cedar Path, Riverhead, New York, further described as Suffolk County Tax Map Number 0600-18.1-4, 130 thru 146, pursuant to Section 108-133(I) of the Riverhead Town Code; and

WHEREAS, Sharon E. Klos, Building Permits Coordinator, has determined that construction has been completed to the Building Department's satisfaction and a Certificate of Occupancy has been issued.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the performance bond in the sum of Thirty Thousand Eighty-Eight Dollars (\$30,088); and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to Sound Housing LLC, 888 Veterans Memorial Highway, Suite 430, Hauppauge, New York 11788; the Building Department; the Accounting Department; the Town Clerk and the Town Attorney's Office.

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Is Is Not
Declared Duly Adopted

6/6/06

Adopted

TOWN OF RIVERHEAD

Resolution # 515

AUTHORIZES THE RELEASE OF LETTER OF CREDIT FOR DOHERTY BREADS, LLC (RIVERHED COMMERCE PARK)

COUNCILMAN DUNLEAVY offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK

WHEREAS, Doherty Breads, LLC (Riverhead Commerce Park) has posted an Irrevocable Letter of Credit (#095192050049) from Commerce Bank dated October 25, 2005, in the sum of Twenty Thousand Dollars (\$20,000), pursuant to Section 108-133(I) of the Riverhead Town Code; and

WHEREAS, Sharon E. Klos, Building Permits Coordinator, has determined that construction has been completed to the Building Department's satisfaction, the Planning Department is satisfied with site plan requirements and a Certificate of Occupancy has been issued for said construction.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the Irrevocable Letter of Credit (#095192050049) in the sum of Twenty Thousand Dollars (\$20,000); and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to Gordon Gross, Doherty Enterprises, 7 Pearl Court, Allendale, New Jersey, 07041; the Building Department; the Accounting Department; the Town Clerk and the Town Attorney's Office.

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Is Is Not
Declared Duly Adopted

6/6/06

Adopted

TOWN OF RIVERHEAD

Resolution # 516

AUTHORIZES THE RELEASE OF SECURITY POSTED FOR AMERICAN LEGION POST 273

COUNCILMAN BARTUNEK

offered the following resolution,

which was seconded by

COUNCILWOMAN BLASS

WHEREAS, the American Legion Post #273 has posted security, Check #10002 dated September 13, 2004, in the amount of Ten Thousand Dollars (\$10,000) as per Resolution #750 dated August 17, 2004, for an addition to the building at 89 Hubbard Avenue, Riverhead, New York, further described as Suffolk County Tax Map # 0600-112-1-12, pursuant to Section 108-133(I) of the Riverhead Town Code; and

WHEREAS, Sharon E. Klos, Building Permits Coordinator, has determined that construction has been completed to the Building Department's satisfaction, the Planning Department is satisfied with site plan requirements and a Certificate of Occupancy has been issued for said construction.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the security posted in the sum of Ten Thousand Dollars (\$10,000); and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to Lawrence Judd, American Legion Post #273, 89 Hubbard Avenue, Riverhead, New York, 11901, the Building Department; the Accounting Department; the Town Clerk and the Town Attorney's Office.

THE VOTE

Abstain
Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Is Is Not
Declared Duly Adopted

6/6/06

Adopted

TOWN OF RIVERHEAD

Resolution # 517

AUTHORIZES THE RELEASE OF A BOND FOR ROBERT R. HELLER

COUNCILWOMAN BLASS offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

WHEREAS, Robert R. Heller posted a bond in the amount of Twenty Four Thousand Six Hundred Ninety Six Dollars (\$24,696) as per Resolution #824 dated September 7, 2004 for work at 1015 East Main Street, Riverhead, New York 11901, further described as Suffolk County Tax Map Number 0600-111-1-14, pursuant to Section 108-133(I) of the Riverhead Town Code; and

WHEREAS, Sharon E. Klos, Building Permits Coordinator, has determined that construction has been completed to the Building Department's satisfaction, the Planning Department is satisfied with site requirements and a Certificate of Occupancy has been issued.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby authorizes the release of the bond in the sum of Twenty Four Thousand Six Hundred Ninety Six Dollars (\$24,696); and

BE IT FURTHER RESOLVED, that the Town of Riverhead is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Esq., PO Box 79, Riverhead, New York 11901, the Building Department; the Accounting Department; the Town Clerk and the Town Attorney's Office.

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Is Is Not
Declared Duly Adopted

6/6/06

TOWN OF RIVERHEAD

Adopted

Resolution # 518

**RELEASES SECURITY OF EASTERN CREST CORPORATION
IN CONNECTION WITH THE SUBDIVISION ENTITLED,
"MEADOWCREST SECTION 3"
(ONE YEAR MAINTENANCE BOND)**

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

WHEREAS, by Resolution #280 adopted on April 6, 2004, the Riverhead Town Board accepted the dedication of roads and drainage basins in the subdivision entitled, "Meadowcrest Section 3"; and

WHEREAS, in accordance with the aforementioned resolution, Eastern Crest Corporation had posted Utica Mutual Insurance Company Maintenance Bond #SU3397371 in the amount of \$303,400.00 representing a one-year maintenance bond; and

WHEREAS, pursuant to memorandum dated May 8, 2006, from Vincent A. Gaudiello, P.E. of the Office of John J. Raynor, P.E. & L.S., P.C., it has been determined that the roads and recharge basins are in satisfactory condition.

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Riverhead hereby authorizes the release of Utica Mutual Insurance Company Maintenance Bond #SU3397371 in the amount of \$303,400.00 representing the one-year maintenance bond posted in connection with the subdivision entitled, "Meadowcrest Section 3"; and be it further

RESOLVED, that the Town Clerk is hereby authorized to release the aforementioned maintenance bond; and

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr., Esq., P.O. Box 779, Riverhead, New York, 11901; the Planning Department; the Building Department; the Highway Department and the Office of the Town Attorney.

THE VOTE
Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no
THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

06/06/06

TOWN OF RIVERHEAD
Resolution # 519

Adopted

Establishes Supplemental Policy Requiring
Pre-employment Drug and Alcohol Testing

Councilman Dunleavy offered the following resolution was
seconded by Councilman Bartunek:

Whereas, the Department of Transportation currently requires pre-employment drug and alcohol screening for all candidates for employment for positions requiring a commercial driver license (CDL), and

Whereas, the Town CSEA, PBA and SOA contracts currently requires random testing for drug and alcohol of all CSEA, PBA and SOA employees, and

Whereas, the Town Board wishes to make the drug and alcohol testing policy consistent for all Town employees and has determined that pre-employment drug and alcohol testing is appropriate for all candidates for Town employment,

Now, therefore, it is

RESOLVED, that the Town hereby adopts the attached supplement to the Town's Drug and Alcohol Testing Policy. The Town Clerk is hereby directed to send this resolution to the Department of Accounting, CSEA, PBA, SOA, Office of the Town Attorney and Labor Counsel.

THE VOTE
Dunleavy yes no Bartunek yes no
Blass yes no Densieski yes no
Cardinale yes no
THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

SUPPLEMENT TO TOWN OF RIVERHEAD
DRUG AND ALCOHOL TESTING POLICY

The Town of Riverhead has previously adopted a Drug and Alcohol Free workplace policy for Town of Riverhead employees. In furtherance of the Town of Riverhead's Drug and Alcohol Free policy regarding drug and alcohol use by employees while conducting Town of Riverhead business, the Town Board hereby determines that it is appropriate to require candidates that are offered employment by the Town of Riverhead and who would become members of any bargaining unit within the Town of Riverhead, to submit to a pre-hire, post-offer drug and alcohol test. Candidates for employment who do not pass this pre-employment drug and alcohol testing will not be hired by the Town.

This pre-employment drug and alcohol testing will be administered by the Town's Drug and Alcohol Testing Program Administrator or other authorized Town of Riverhead representative. The procedure for administration of this policy will be set forth in writing by the Town of Riverhead following adoption of the policy.

June 6, 2006

Adopted

TOWN OF RIVERHEAD

Resolution # 520

RESCINDS RESOLUTION #505

COUNCILMAN BARTUNEK

_____ offered the following

Resolution, which was seconded by **COUNCILWOMAN BLASS**

WHEREAS, Resolution #505 was adopted May 24, 2006, permitting a reduction of hours for Donna Sinko to Part Time Homemaker in the Nutrition Department effective May 30, 2006, and

WHEREAS, the effective date of the reduction of hours should be June 1, 2006.

THEREFORE, BE IT RESOLVED, that Resolution #505 be rescinded and the effective date is June 1, 2006.

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

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

June 6, 2006

Adopted

TOWN OF RIVERHEAD

Resolution #521

RATIFIES THE APPOINTMENT OF A PART TIME HOMEMAKER IN THE NUTRITION DEPARTMENT

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

WHEREAS, a vacancy exists in the Nutrition Department for the position of Part Time Homemaker; and

WHEREAS, this position was duly posted (posting #11); and

WHEREAS, it is the recommendation of the Personnel Committee that Karen Westwood be appointed to said position.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby ratify the appointment of Karen Westwood to the position of Part Time Homemaker in the Nutrition Department effective May 31st, 2006 at an hourly rate of \$ 11.5741.

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

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

6/6/06

Adopted

TOWN OF RIVERHEAD

Resolution #522

APPOINTS SUMMER PROGRAM LEADER TO THE
RECREATION DEPARTMENT

Councilman Densieski offered the following resolution, which was seconded by
Councilman Dunleavy.

RESOLVED, that the Town Board appoints Ashley McCafferty Summer Program Leader to the Recreation Department effective June 7, 2006 to and including September 1, 2006 at the rate \$12.50 per hour, to serve as needed on an at will basis and to serve at the pleasure of the Town Board, and

BE IT FURTHER RESOLVED, that the Town Board hereby authorize the Town Clerk to forward a copy of this resolution to Ashley McCafferty, the Recreation Department and the Office of Accounting.

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution was was not
Therefore duly Adopted

6/6/06

Adopted

TOWN OF RIVERHEAD

Resolution # 523

APPOINTS
SUMMER RECREATION AIDES
TO THE
RECREATION DEPARTMENT

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

RESOLVED, that the Town Board appoints the attached list of Summer Recreation Aides to the Recreation Department effective June 7, 2006 to and including August 25, 2006 to serve as needed on an at will basis and to serve at the pleasure of the Town Board and

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward a copy of this resolution to Sarah Coleman, Robert Inzalaco, Catherine Kirchoff, Anna Sheehan, Victoria Torres, the Recreation Department and the Office of Accounting.

1

THE VOTE
Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Denisieski yes ___ no
Cardinale yes ___ no
THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

¹ Rec. Kelly: Res Blanket Sum Rec Aide 06

**RECREATION DEPARTMENT APPOINTMENTS
6/6/06 TOWN BOARD MEETING**

<u>Last</u>	<u>First</u>	<u>Title</u>	<u>Level</u>	<u>Start Date</u>	<u>End Date</u>	<u>Salary</u>
Coleman	Sarah	Sum Rec. Aide/cert.	I	6/7/06	8/25/06	\$10.00
Inzalaco	Robert	Summer Rec. Aide	I	6/7/06	8/25/06	\$8.50
Kirchhoff	Catherine	Summer Rec. Aide	I	6/7/06	8/25/06	\$8.50
Sheehan	Anna	Summer Rec. Aide	VII	6/7/06	8/25/06	\$12.00
Torres	Victoria	Summer Rec. Aide	I	6/7/06	8/25/06	\$8.50

All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start.

6//6/06

Adopted

TOWN OF RIVERHEAD

Resolution # 524

APPOINTS A LIFEGUARD LEVEL I
TO THE RIVERHEAD RECREATION DEPARTMENT

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

RESOLVED, that the Amanda Racaniello is hereby appointed to serve as a Lifeguard Level I effective June 6, 2006 to and including September 4, 2006, to be paid at the rate of \$10.50 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.
2. Subject to Suffolk County Lifeguard Certifications.
3. Current CPR Certifications

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward a copy of this Resolution to Amanda Racaniello, the Recreation Department and the Office of Accounting.

1

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
 Blass yes ___ no Densieski yes ___ no
 Cardinale ___ yes ___ no

THE RESOLUTION WAS ___ WAS NOT
 THEREFORE DULY ADOPTED

¹ Rec. Doris/ Res Lifeguard 2006 Amanda Racaniello

6/06/06

Adopted

TOWN OF RIVERHEAD

Resolution # 525

**APPOINTS A PARK ATTENDANT II
TO THE RIVERHEAD RECREATION DEPARTMENT**

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

RESOLVED, that Alvie Rhymer Jr. is hereby appointed as a Park Attendant II, Level I effective, June 7, 2006 to serve as needed on an at will basis to be paid at the rate of \$9.50 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

All applications and appropriate forms are to be completed (in the Office of Accounting) PRIOR to start date; and

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward a copy of this Resolution to Alvie Rhymer Jr., the Recreation Department and the Office of Accounting.¹

THE VOTE
Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no
THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

¹ Rec. Colleen/ Resolution. Park Attend II Alvie Rhymer Jr.

6/06/06

Adopted

TOWN OF RIVERHEAD

Resolution # 526

RATIFIES THE APPOINTMENT OF A P/T ASSISTANT RECREATION LEADER / SKATEPARK TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN BLASS

offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

RESOLVED, that Alvie Rhymer Jr. is hereby appointed to serve as a P/T Assistant Recreation Leader effective May 31, 2006 to serve as needed on an at-will basis and to be paid at the rate of \$9.50 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward a copy of this Resolution to Alvie Rhymer Jr., the Recreation Department and the Office of Accounting.

1

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

¹ Rec. Colleen/ Res PT Asst. Rec Leader skate. Alvie Rhymer Jr.

6//6/06

Adopted

TOWN OF RIVERHEAD

Resolution # 528

APPOINTS A LIFEGUARD LEVEL I TO THE RIVERHEAD RECREATION DEPARTMENT

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

RESOLVED, that the John McGrath is hereby appointed to serve as a Lifeguard Level I effective June 6, 2006 to and including September 4, 2006, to be paid at the rate of \$10.50 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) **PRIOR** to start date.
2. Subject to Suffolk County Lifeguard Certifications.
3. Current CPR Certifications

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward a copy of this Resolution to John McGrath, the Recreation Department and the Office of Accounting.

1

THE VOTE

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

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

¹ Rec. Doris/ Res Lifeguard John McGrath 2006

6/6/06

Adopted

TOWN OF RIVERHEAD

Resolution # 529

APPOINTS A SEASONAL BUS DRIVER TO THE RIVERHEAD RECREATION DEPARTMENT

COUNCILWOMAN BLASS

_____ offered the following resolution,

which was seconded by _____ COUNCILMAN DENSIESKI

RESOLVED, that Robert A. Fox is hereby appointed as a Seasonal Bus Driver effective, June 7, 2006 to September 5, 2006, to serve as needed on an at will basis to be paid at the rate of \$13.50 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) PRIOR to start date; and
2. Subject to the approval of Suffolk County Department of Civil Service and possession of a clean valid CDL license

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward a copy of this Resolution to Robert A. Fox, the Recreation Department and the Office of Accounting.¹

THE VOTE

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

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

¹ Rec. Kelly/ Resolution. Seasonal bus R. Fox

6/6/06

TOWN OF RIVERHEAD

Adopted

Resolution # 530

**APPOINTS A SEASONAL BUS DRIVER
TO THE RIVERHEAD RECREATION DEPARTMENT**

COUNCILWOMAN BLASS offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

RESOLVED, that Douglas Dewling is hereby appointed as a Seasonal Bus Driver effective, June 7, 2006 to September 5, 2006, to serve as needed on an at will basis to be paid at the rate of \$12.50 per hour, and to serve at the pleasure of the Town Board; and

BE IT FURTHER, RESOLVED, that this position is subject to the following condition(s):

1. All applications and appropriate forms are to be completed (in the Office of Accounting) PRIOR to start date; and
2. Subject to the approval of Suffolk County Department of Civil Service and possession of a clean valid CDL license

BE IT FURTHER, RESOLVED, that the Town Board hereby authorizes the Town Clerk to forward a copy of this Resolution to Douglas Dewling, the Recreation Department and the Office of Accounting.¹

THE VOTE

Dunleavy yes no Bartunek yes no
 Blass yes no Densieski yes no
 Cardinale yes no

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

¹ Rec. Kelly/ Resolution. Seasonal bus D.Dewling

June 6, 2006

Adopted

TOWN OF RIVERHEAD

531

RATIFIES THE APPOINTMENT OF P/T GUARD TO THE SANITATION DEPARTMENT

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

WHEREAS, weekend hours of operation for the Yard Waste Facility are needed to provide improved services to the residents of the Town, and

WHEREAS, Michael Curtis expressed interest in his name being placed on a rotating shift schedule, and

NOW, THEREFORE, BE IT RESOLVED, that Michael Curtis is hereby appointed to the Part Time position at an hourly rate of \$13.1617 per hour, effective May 26, 2006, and

BE IT FURTHER RESOLVED, that the Town is hereby directed to forward a copy of this resolution to Michael Curtis, the Riverhead Sanitation Department and the Accounting Department.

THE VOTE

Dunleavy yes no Bartunek yes no

Blass yes no Densieski yes no

Cardinale yes no

The resolution was was not

Thereupon Declared Duly Adopted

June 6, 2006

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 532

TERMINATES PROVISIONAL ASSISTANT CIVIL ENGINEER

COUNCILMAN BARTUNEK

_____ offered the following resolutions, which was seconded

by COUNCILWOMAN BLASS .

RESOLVED, provisional Assistant Civil Engineer David Cullen is terminated effective June 7, 2006 in accordance with New York State Civil Service Law and Suffolk County Civil Service Rules at the direction of the Suffolk County Department of Civil Service/Human Resources; and

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

THE VOTE

Dunleavy ~~Yes~~ No

Bartunek ~~Yes~~ No

Blass ~~Yes~~ No

Densieski Yes ~~No~~

Cardinale ~~Yes~~ No

Z:/Peggy

June 6, 2006

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 533

APPOINTS MEMBER TO THE INDUSTRIAL DEVELOPMENT AGENCY

COUNCILWOMAN BLASS offered the following resolutions, which was seconded
by COUNCILMAN DENSIESKI.

WHEREAS, the Industrial Development Agency currently has a vacancy.

RESOLVED, effective June 17, 2006, Jack Orben be and is hereby appointed as a member of the Town of Riverhead Industrial Development Agency for a term of three (3) years through December 31, 2008; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Jack Orben, the Industrial Development Agency, and the Office of Accounting.

THE VOTE

Dunleavy ~~Yes~~ No

Bartunek ~~Yes~~ No

Blass ~~Yes~~ No

Densieski ~~Yes~~ No

Cardinale ~~Yes~~ No

6/6/2006

TOWN OF RIVERHEAD

Adopted

RESOLUTION # 534

AUTHORIZES ATTENDANCE OF ASSESSOR AT SEMINAR

Councilman Densieski offered the following resolution which was seconded by
Councilman Dunleavy

WHEREAS, a seminar for assessors is being held at Cornell University, Ithaca, New York, on July 17 through July 21, 2006 and,

WHEREAS, 1 member of the Board of Assessors has expressed a desire to attend the seminar.

NOW, THEREFORE, BE IT RESOLVED, that 1 assessor is hereby authorized to attend said seminar, and

BE IT FURTHER RESOLVED, that the use of a Town vehicle is hereby authorized, and

BE IT FURTHER RESOLVED, that the amount of \$850.00 shall cover tuition, lodging, meals, materials, and travel expenses, and

BE IT FURTHER RESOLVED, that all expenses shall be reimbursed by the Town upon submission of receipts, and

BE IT FURTHER RESOLVED, that tuition, lodging, meals, and travel expenses are subject to reimbursement by the State of New York to the Town of Riverhead upon completion of said seminar, and

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

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Was Was Not
Thereupon Duly Declared Adopted

Adopted

6/6/06

TOWN OF RIVERHEAD

Resolution # 535

AMENDS RESOLUTION #452 OF 2006
(APPROVES APPLICATION OF
WADING RIVER ASSEMBLY OF GOD CHURCH – CLASSIC CAR SHOW)

COUNCILMAN DUNLEAVY offered the following resolution, was seconded by

COUNCILMAN BARTUNEK

WHEREAS, by Resolution #452 adopted on May 16, 2006, the Town Board approved the application of Wading River Assembly of God Church to conduct a Classic Car Show to be held on their property located at 29 Dogwood Drive, Wading River, New York to be held on June 10, 2006 between the hours of 10:00 a.m. and 4:00 p.m., having a rain date of June 17, 2006; and

WHEREAS, Wading River Assembly of God Church have advised that they wish to change the date of the Classic Car Show to July 15, 2006, having a rain date of July 22, 2006.

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Riverhead hereby authorizes the aforementioned change the event date and the rain date of this event; and be it further

RESOLVED, that all other terms and conditions of Resolution #452 shall remain in full force and effect; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Wading River Assembly of God Church, 29 Dogwood Drive, Wading River, New York, 11792; Bruce Johnson, Riverhead Fire Marshal; Chief Hegermiller, Riverhead Police Department and the Office of the Town Attorney.

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

6/6/06

Adopted

TOWN OF RIVERHEAD

Resolution # 536

ADOPTS A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF THE RIVERHEAD TOWN CODE (108-134 Light Industrial (LI) Zoning Use District)

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

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons to consider an amendment to Chapter 108 entitled, "Zoning" (108-134 Light Industrial (LI) Zoning Use District) of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 4th day of April, 2006 at 7:15 o'clock p.m. at 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 a local law to consider an amendment to Chapter 108 entitled, "Zoning" (108-134 Light Industrial (LI) Zoning Use District) of the Town Code of the Town of Riverhead is hereby adopted as specified in the attached notice of adoption together with text map and zoning use schedule; 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 the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Planning Department; the Planning Board; the Riverhead Building Department and the Office of the Town Attorney.

THE VOTE

Dunleavy yes no Bartunek yes no
Blass yes no Densieski yes no
Cardinale yes no

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF ADOPTION**

PLEASE TAKE NOTICE, that the Town Board of the Town of Riverhead adopted a local law to amend Chapter 108 entitled, "Zoning" at its regular meeting held on June 6, 2006.

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

**Chapter 108
Zoning**

**ARTICLE XXVII
Light Industrial (LI) Zoning Use District**

§ 108-134. Purpose and intent.

To provide for the development of manufacturing, assembly, warehousing, research and development, processing and packaging of goods or products from raw materials in which the goods produced are generally of high value in relation to bulk and which do not generate offensive noise, vibration, glare, dust, smoke, gas or other nuisances. It is a further goal of the Light Industrial Zoning Use District to encourage the development of employment creating enterprises within buildings in an industrial park setting in accordance with modern development standards.

§ 108-135. Uses.

No building or premises shall be used and no building shall be erected, reconstructed, altered or added to except for the following permitted or accessory uses:

A. Permitted uses.

- (1) Light Manufacturing.
- (2) Research and Development.
- (3) Laboratories.
- (4) Radio and Television Broadcasting Studios.
- (5) Warehouse and Distribution of Non-Hazardous Materials.
- (6) Mariculture and Floriculture Facilities.

B. Special Permit Uses.

- (1) Wireless Communication Towers and Antennas.
- (2) Public Utility Buildings or Structures.
- (3) Day Care Facilities.

C. Accessory Uses.

Those uses customarily incidental and subordinate to and in furtherance of any of the aforementioned principal uses. Accessory uses shall be for the sole use of the employees, tenants and guests of the principal use and not for the use by the general public and shall include the following:

- (1) Cafeterias, not including diners, luncheonettes, drive-in and fast- food facilities, for the use of executives, employees and visitors of the principal use.
- (2) Indoor and outdoor recreation facilities.
- (3) In-service training schools for employees of the principal use.
- (4) Auditoriums.
- (5) Day care facilities.
- (6) Banks, automatic teller machines.
- (7) Private garages for the storage and service of motor vehicles owned by the owner of the principal use or the executives or employees thereof, or visitors thereto.
- (8) ~~Central~~ heating and power plants accessory to the principal use and the service and the service of all structures on the premises.
- (9) Fully enclosed storage facilities incidental to the principal use.
- (10) Maintenance and utility shops incidental to the principal use.
- (11) Owner, or lessee of property in the Light Industrial Zoning Use District may, as part of site plan approval and, when necessary, be granted a runway use agreement consistent with the rules and regulations on the use of the runway as adopted and/or amended from time to time.

D. Prohibited Uses.

- (1) Outdoor Storage.
- (2) Adult uses as set forth in Article XXXXII of this Chapter.
- (3) Those uses set forth in Section 274A(6) of this Chapter.
- (4) Retail sales of consumer merchandise.
- (5) Personal service uses unless permitted by §108-135 D (11) of this Article.
- (6) Any uses not expressly permitted or specially permitted are prohibited.

§ 108-136. General Lot, Yard, and Height Requirements

No buildings shall be erected nor any lot or land area utilized unless in conformity with the Zoning Schedule incorporated into this Article by reference and made part hereof with the same force and effect as if such requirements were herein set forth in full as specified in said schedule, except as may be hereafter specifically modified.

§ 108-137. Design Standards.

The following design standards shall apply to all uses within the Light Industrial Zoning Use District:

A. Building design. The exterior appearances of buildings shall complement the character of existing development in the surrounding area. The objective of the building design standards is to provide overall high quality and complementary design of industrial and office buildings. Special emphasis is placed upon methods that tend to reduce the large-scale visual impact of buildings and to encourage imaginative design for individual buildings.

(1) Building mass. Solid and unarticulated buildings are discouraged. The mass and scale of buildings shall be reduced by staggered building walls or other architectural treatments at least every 150 feet to provide architectural interest and reduce the visual scale of a building. Buildings shall include the following elements:

- (a) The use of variations in height, roof lines and grade definition is encouraged to reduce the perceived height and mass of a building.
- (b) Building entries shall be readily identifiable through the use of canopies, marquees and architectural treatment.
- (c) Where possible, buildings with smaller or multiple structures instead of one large building are preferred to reduce massive appearance.
- (d) Clusters of mature landscaping and berms shall be provided along the building facade. The landscaping clusters shall include a variety of trees and tall shrubs.
- (e) Wall texture changes shall be provided.
- (f) Small-scale elements, such as planter walls and hedges, shall be clustered around building entrances.

(2) Materials.

- (a) One dominant material shall be selected and used through each building on a site.
- (b) It is encouraged that the front and two side elevations of all buildings and/or structures be constructed of brick, architectural block or architectural precast concrete. Painted or natural utility concrete panels or masonry units should be confined to rear elevations and in loading dock areas.
- (c) Roof design shall be as aesthetically pleasing as possible (e.g., color, material, grouping).
- (d) Glass windows or some similar architectural treatment shall occupy at least 10% of the front elevation of a building.

(3) Color and texture.

- (a) Texture patterns are encouraged to create shadow patterns which will reduce the high visibility of the building.
- (b) Variations in color shall be kept to a minimum.

- (c) Colors shall be subdued in tone.
- (d) Accent colors may be used to express corporate identity.
- (4) Location.
 - (a) No building shall be constructed closer than 25 feet to an adjacent building.
 - (b) Planters, walls and sign elements not exceeding six feet in height shall be permitted in yard areas. Roof overhangs may extend a maximum of six feet into setback areas.
- B. No more than 10% of the required parking shall be located in the front yard set back area.
- C. All service and loading areas shall be screened from the view from streets by a combination of walls, fencing, vegetation or berms.
- D. The front and side facades shall be constructed with masonry materials. At least 50% of the linear width of the front façade shall consist of transparent windows. Metal and prefabricated buildings are prohibited.
- E. Building shape, massing and siding shall reflect the prevalent character of surrounding buildings on the block.

§ 108-138. Additional Requirements.

A. Performance criteria.

- (1) All development subject to the provisions of Article 6 of County Sanitary Code shall meet the applicable requirements of the Suffolk County Department of Health.
- (2) All development shall be connected to the appurtenances of the Calverton Sewer District.
- (3) All development shall comply with the provisions of Articles 7 and 12 of the Suffolk Sanitary Code.
- (4) All development involving significant discharges to groundwater and located proximate to public water supply wells shall require measures to mitigate impacts upon water quality as required under Article 17 of the New York State Environmental Conservation Law. The Suffolk County Department of Health Services' guidelines for private wells should be used for private wellhead protection.
- (5) Development proposals for sites containing or abutting freshwater wetlands shall be separated by a nondisturbance buffer area which shall be in accordance with Article 24 of the New York State Environmental Conservation Law, the Wild, Scenic and Recreational Rivers Act and Chapter 107 of the Code of the Town of Riverhead, whichever is most restrictive. Distances shall be measured horizontally from the wetland edge as mapped by the New York State Department of Environmental Conservation, field delineation or local ordinance. Stricter buffer areas may be established for wetlands as appropriate. Buffer areas shall be delineated on development plans with conditions imposed to assure the preservation of the freshwater wetland resource. Said conditions shall be set forth in a declaration of covenants, conservation easement or similar instrument.

- (6) Development proposals for sites within the regulated area of the New York Wild, Scenic and Recreational Rivers Act shall conform to the standards of the Act. Variances from the Act shall meet all requirements imposed by the State of New York in order to be deemed to have met the requirements of this standard. Additional relief from the Town of Riverhead Zoning Board of Appeals shall not be required.
- (7) All stormwater generated by development shall be recharged on site unless surplus capacity exists in an off-site drainage system. In the review of development plans, the Town Board shall encourage the use of natural recharge areas or drainage system design which results in minimal disturbance of native vegetation with the use of natural swales and depressions as an alternative to excavated recharge basins where feasible. Development plans should include the use of ponds only if such ponds are designed to retain stormwater and are not merely constructed for aesthetic purposes. Adequate measures should be employed to control soil erosion and stormwater runoff during construction, as per guidelines promulgated by the New York State Department of Environmental Conservation.
- (8) No more than 65% of the LI District shall be cleared pursuant to the Central Pine Barrens Comprehensive Land Use Plan and the Pine Barrens Overlay District (Article XXXV) of the Zoning Code of the Town of Riverhead. The applicable clearance percentage shall be calculated over the entire parcel, including but not limited to public highways, roadways, building sites, parking areas, drainage structures and recharge areas. Development plans shall delineate the existing naturally vegetated areas, shall calculate those portions of the site that are already cleared due to previous activities, and shall contain calculations for the amount of disturbances of native vegetation and indicate the clearing limits thereof.
- (9) Land subdivision maps and site plans shall be designed to encourage the preservation of large unbroken blocks that provide for contiguous open spaces to be established when adjacent parcels are developed. Applications for subdivision and site plan shall contain calculations for clearing, and these limits shall become part of the filed map or approved drawings.
- (10) Development projects shall place no more than 15% of the entire site in fertilizer dependent vegetation. Development designs shall consider native planting suggestions made part of the plan.
- (11) Development which will have a significant negative impact upon a habitat essential to those species identified on the New York State maintained lists as rare, threatened or of special concern, or upon the communities classified by the New York State Natural Heritage Program as G1, G2 or G3 or as S1, S2 or S3 or upon any federal listed endangered or threatened species, appropriate mitigation measures, as determined by the state, county or local government agency, shall be imposed to protect such species.
- (12) Development projects shall minimize disturbance of the natural grade and/or natural vegetation where slopes exceed 10%. Construction in areas with slopes exceeding 10% may be approved if the site design incorporates adequate soil stabilization and erosion control measures so as to mitigate negative

- environmental impacts. Where applicable, nondisturbance buffers shall be placed on those portions of the site where slopes exceed 10%. Development plans shall include a slope analysis depicting existing slopes in the ranges of 0% to 10%, 11% to 15% and 15% or greater. Erosion and sediment control plans and details of retaining walls and erosion control structures shall be referred for construction in areas where slopes exceed 15% and for roads and driveways traversing slopes of 10%.
- (13) Prior to construction, soil erosion and sediment control plans shall be prepared and approved which achieve the following objectives:
- (a) Minimize potential impacts associated with soil erosion and resulting in sedimentation of surface waters.
- (b) Limit work areas to the immediate area of construction in order to minimize disruption of adjacent lands.
- (14) In order to provide for orderly development and the efficient provision of infrastructure, applications for development projects depicting either open space or reserve areas shall specify the conditions of ownership and the use of such lands, and such conditions shall be set forth in the deed of dedication, declaration of covenants, conservation easement or similar instrument.
- (15) Where applicable, development pursuant to the provisions of Article XX of this chapter shall be encouraged to preserve open spaces.
- (16) Any existing, expanded or new activity involving agricultural production or horticulture shall comply with best management practices as set forth in the plan, as may be amended from time to time.
- (17) Development plans shall indicate established recreational and educational trails and trail corridors, active recreational sites, scenic corridors, roads, vistas and viewpoints, sites of historical or cultural significance, including historic districts, sites on the State or National Registers of Historic Places and historic structures listed on the State or National Registers of Historic Places, or recognized by local law or statute, sensitive archeological sites as identified by the New York State Historic Preservation Officer or the New York State Museum, within 500 feet of the proposed development, and shall provide adequate measures to protect such natural resources. The use of existing natural buffers or the restoration of degraded buffer areas, the use of signs or other man-made structures, consistent in style and scale with the community character, or other similar measures shall be taken to protect roadside areas as well as scenic and recreational resources.
- (18) All commercial or industrial development shall comply with the applicable provisions of the Suffolk County Sanitary Code and all other applicable federal, state or local laws.
- (19) A buffer of 1,000 feet and no more than 50% disturbance shall be permitted around verified endangered species breeding ponds pursuant to New York State Department of Environmental Conservation (NYSDEC) freshwater wetlands permit requirements.
- (20) Development within the LI District shall comply with the Noise Ordinance of the Town of Riverhead, which limits such noise levels from commercial and industrial properties to neighboring properties to 65 dBA. In the event that such

noise levels are exceeded, such additional noise abatement measures, including increasing such setbacks or the provision of noise walls or the provision of berms, fences, vegetation and the like, shall be provided for.

Dated: Riverhead, New York
June 6, 2006

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

BARBARA GRATTAN, Town Clerk

* Underline represents additions(s)

ZONING

108 Attachment

Town of Riverhead
Districts Schedule of Dimensional Regulations

Zoning Use District	<u>Minimum</u> Lot Area (square feet)	<u>Minimum</u> Lot Frontage (feet)	<u>Minimum</u> Front Yard (feet)	<u>Minimum</u> Rear Yard (feet)	<u>Minimum</u> Side Yard (feet)	<u>Minimum</u> Side Yard (feet)	<u>Minimum</u> Side Yard (Total feet)	<u>Maximum</u> Building Area	<u>Maximum</u> Floor Area Ratio	<u>Maximum</u> Building Area w/TDR	<u>Maximum</u> Floor Area Ratio w/TDR
Light Industrial (LI)	80,000	100	50	50	20	40	25%	0.25	0.30	0.60	
Light Industrial (LI) cont	<u>Minimum</u> Landscaped Area	<u>Maximum</u> Height (feet)	<u>Maximum</u> Number of Stories	<u>Maximum</u> Impervious Surface (Percent)	20%	35	2	60 (0.6)			

6/6/06

TOWN OF RIVERHEAD

ORDER ESTABLISHING LATERAL WATER MAIN RIVERHEAD WATER DISTRICT CARRERA PROPERTY, WADING RIVER

Resolution #537
Adopted _____

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

WHEREAS, a petition has been filed by the owners of the subdivision known as Carrera Property, Wading River, located at the end of Old Field Court in Wading River, for the installation of a lateral water main of the Riverhead Water District, and

WHEREAS, by letter and report dated February 15, 2006, H2M, consulting engineers to the Riverhead Water District, did prepare a report detailing the necessary measures and costs associated with extending a lateral water main to the proposed Carrera Subdivision, and

WHEREAS, this development will consist of the construction of four (4) new single family dwellings to be accessed via a new private roadway, with approximately 700 linear feet of eight inch diameter water main to be installed along Old Field Court and the proposed roadway, and

WHEREAS, a map and plan is available for review and inspection at the Office of the Riverhead Town Clerk, 200 Howell Avenue, Riverhead, New York, during normal business hours, and

WHEREAS, all costs associated with this lateral shall be borne by the petitioner with an estimated cost of \$53,500 and the petitioner will be required to pay key money in the amount of \$2,500 for each proposed dwelling unit for a total cost of \$10,000. This cost represents the infrastructure costs to the Riverhead Water District to service these additional residences, and

WHEREAS, the Town Board held a public hearing on the 16th day of May, 2006, wherein all persons wishing to be heard were heard,

NOW, THEREFORE, BE IT

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
 Blass yes ___ no Densieski yes ___ no
 Cardinale yes ___ no

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

RESOLVED, that the Town Board of the Town of Riverhead, as governing body of the Riverhead Water District, hereby approves the lateral water main of Carrera Subdivision, subject to the following conditions:

1. The applicant has posted a bond or secured a letter of credit issued by a commercial banking institution, doing business in the Town of Riverhead, in the form satisfactory to counsel to the Water District, in the amount of \$10,000 which is equal to \$2,500 key money for each dwelling unit within the proposed subdivision. Said \$2,500 to be paid upon the earlier of the happening of two events: (a) an application for a certificate of occupancy; (2) two years from the date hereof;

2. The applicant has posted a bond or secured a letter of credit issued by a commercial banking institution, doing business in the Town of Riverhead, in the form satisfactory to counsel to the Water District, in the amount of \$53,500;

3. A grant of a sub-surface easement to the Riverhead Water District covering all locations of the proposed water main installation, and be it further

RESOLVED, that the bid contemplated herein shall not be awarded unless approved by the petitioner or his successors in title, and be it further

RESOLVED, that the terms and conditions of this order shall be accepted and agreed to by the petitioner owner whose consent shall be duly acknowledged and shall be binding on the heirs and assigns of the petitioner and shall run with the land and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Gary Pendzick, Frank Isler, Esq., the applicant, and H2M.

BY ORDER OF THE RIVERHEAD
TOWN BOARD
BARBARA GRATTAN
TOWN CLERK

Dated: June 6, 2006
Riverhead, NY 11901

RESOLUTION PREPARED BY FRANK A. ISLER FOR THE RIVERHEAD WATER DISTRICT

Adopted

Resolution #538

6/6/06

AUTHORIZES SUPERVISOR TO ISSUE PURCHASE ORDER REGARDING PECONIC AVENUE WATER MAIN REPAIR RIVERHEAD WATER DISTRICT

Adopted: _____

COUNCILMAN DENSIESKI offered the following resolution which was seconded by COUNCILMAN BARTUNEK

WHEREAS, the cast iron water main in Peconic Avenue located within the bridge has failed, and

WHEREAS, this main serves an interconnection with the Suffolk County Water Authority serving the Flanders area of Southampton Township,

NOW, THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board, as governing body of the Riverhead Water District, determines that an emergency within the meaning of General Municipal Law Section 103 exists, and be it further

RESOLVED, that the repair be completed by the Suffolk County Water Authority pursuant to their public bid as set forth in correspondence dated May 30, 2006, from the Suffolk County Water Authority, which is attached hereto, and be it further

RESOLVED, that the Supervisor be and hereby is authorized to issue a purchase order to the Suffolk County Water Authority to cover one-half of the cost, not to exceed \$10,000, and be it further

RESOLVED, that the Town Clerk shall forward certified copies of this resolution to the Suffolk County Water Authority, Riverhead Accounting Department, Gary Pendzick, and Frank Isler, Esq.

THIS RESOLUTION PREPARED BY FRANK A. ISLER, ESQ., ON BEHALF OF THE RIVERHEAD WATER DISTRICT.

THE VOTE
Dunleavy [checked] yes ___ no Bartunek [checked] yes ___ no
Blass [checked] yes ___ no Densieski [checked] yes ___ no
Cardinale [checked] yes ___ no
THE RESOLUTION [checked] WAS ___ WAS NOT THEREFORE DULY ADOPTED



SUFFOLK COUNTY WATER AUTHORITY

Steven T. Burns, P.E.
Director of Distribution

4060 Sunrise Highway, Oakdale, NY 11769
(631) 563-0205
Fax (631) 589-5273

May 30, 2006

To: Gary Pendzick, Superintendent
Riverhead Water District
1035 Pulaski St. Riverhead, N.Y. 11901

Reference: Interconnection Repair Peconic Ave

Mr. Pendzick,

Be advised that the estimated cost to repair the water main leak between Riverhead Water District and Suffolk County Water Authority is \$ 19,620.00. As agreed upon SCWA will pay Bancker Construction in full when the work is satisfactorily completed. SCWA will then invoice RWD for half the cost of the repair. Bancker is scheduled to begin work on Thursday June 1 and should be complete by Friday June 2.

Thank you for your cooperation with this repair. We feel that maintaining this connection is mutually important to both agencies. If you have any questions or require additional information please contact Herman Miller or myself at 563-0239.

Sincerely,

Stan Carey, Assistant Superintendent

6/6/06

Adopted

**AUTHORIZES SUPERVISOR TO EXECUTE CHANGE ORDER
CRANBERRY STREET PUMP STATION
CONTRACT E, ELECTRICAL CONSTRUCTION
CHANGE ORDER NO. 1
RIVERHEAD SEWER DISTRICT**

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

RESOLVED, that the Supervisor be and is hereby authorized to execute Change Order No. 1 of the Riverhead Sewer District for the project known as the Cranberry Street Pump Station, Contract E, Electrical Construction, and be it further

RESOLVED, that the Town Clerk shall forward copies of this resolution to the Riverhead Sewer District, Accounting Department, Frank A. Isler, Esq., and the contractor.

THIS RESOLUTION PREPARED BY FRANK A. ISLER FOR THE RIVERHEAD SEWER DISTRICT

THE VOTE
Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale ___ yes ___ no
THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

TOWN OF RIVERHEAD/RIVERHEAD SEWER DISTRICT
CRANBERRY STREET PUMP STATION RECONSTRUCTION
ELECTRICAL CONSTRUCTION
CONTRACT NO. RDSO 0305B-E

CHANGE ORDER NO. 1

PROJECT: Town of Riverhead / Riverhead Sewer District
Cranberry Street Pump Station Reconstruction
Electrical Construction
Contract No. 0305B-E

OWNER: Town of Riverhead
200 Howell Avenue
Riverhead, New York 11901
Contact: Superintendent Michael P. Reichel
(631) 727-3069

CONTRACTOR: Eldor Contracting Corp
1703 Church Street
Holbrook, New York 11741
Contact: Mr. Kurt Feldmann, Project Manager
(631) 218-0010

ENGINEER: Holzmacher, McLendon & Murrell, P.C.
575 Broad Hollow Road
Melville, New York 11747-5076
Contact: Mr. Frank M. Russo, P.E.
(631) 756-8000 (ext. 1433)

DESCRIPTION OF CHANGE ORDER:

This change order includes the reduction in the Contract amount associated with cash allowance items:

- (1) Final adjustment to the Lab Testing Service allowance item to reflect actual cost.
- (2) Final adjustment to the Electric Service allowance item to reflect actual cost.
- (3) Final adjustment to the Telephone Service allowance item to reflect actual cost.

TOWN OF RIVERHEAD/RIVERHEAD SEWER DISTRICT
CRANBERRY STREET PUMP STATION RECONSTRUCTION
ELECTRICAL CONSTRUCTION
CONTRACT NO. RDSO 0305B-E

CHANGE ORDER NO. 1

REASONS FOR THESE MODIFICATIONS

- (1) The Lab Testing cash allowance in the Contract was in the amount of \$3,000 for cost associated with independent services arranged by the Contactor. The actual cost was \$2,090.00 less then the total amount of the allowance.
- (2) The Electrical Service cash allowance in the Contract was in the amount of \$20,000 for cost associated with independent services arranged by the Contactor. The actual cost was \$9,905.00 less then the total amount of the allowance.
- (3) The Telephone Service cash allowance in the Contract was in the amount of \$2,000 for cost associated with independent services arranged by the Contactor. The actual cost was \$2,000.00 less then the total amount of the allowance.

CONTRACTOR'S PROPOSAL (NET CHANGE)

The Contractor also agrees that in consideration of the stage of construction, no additional claims for extra compensation will be submitted.

The total savings of this change order due to the careful use of the cash allowance items resulted in a lump sum savings of \$13,995.00.

TOWN OF RIVERHEAD/RIVERHEAD SEWER DISTRICT
CRANBERRY STREET PUMP STATION RECONSTRUCTION
ELECTRICAL CONSTRUCTION
CONTRACT NO. RDSO 0305B-E

CHANGE ORDER NO. 1

CHANGE IN CONTRACT PRICE:

Original Contract Amount:	\$389,000.00
Net Change Prior Change Orders:	\$0.00
Change Order No. 1 – (Net Cost):	<u>(\$13,995.00)</u>
New Contract Amount:	\$375,005.00

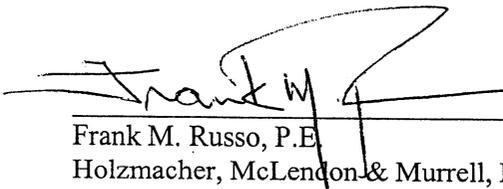
CHANGE IN CONTRACT TIME:

Original Completion Date:	November 6, 2005
Substantial Completion Date (defined as the date where the new pumping system becomes operational and only "punch list" type items remain to be completed) :	December 31, 2005
Final Completion Date: (all work completed)	March 31, 2006

TOWN OF RIVERHEAD/RIVERHEAD SEWER DISTRICT
CRANBERRY STREET PUMP STATION RECONSTRUCTION
ELECTRICAL CONSTRUCTION
CONTRACT NO. RDSD 0305B-E

CHANGE ORDER NO. 1

PREPARED & RECOMMENDED BY ENGINEER:

 DATE: 3.30.06
Frank M. Russo, P.E.
Holzmacher, McLendon & Murrell, P.C.

APPROVED BY CONTRACTOR:

 DATE: 3/26/06
Kurt Feldmann
Eldor Contracting Corp.

APPROVED BY OWNER:

DATE: _____
Town of Riverhead / Riverhead Sewer District
Supervisor Phil Cardinale

6/6/06

Town of Riverhead

Resolution # 540

Adopted

AUTHORIZES SUPERVISOR TO EXECUTE AGREEMENT WITH SUFFOLK COUNTY FOR GRANT FUNDS AWARDED THROUGH DOWNTOWN BEAUTIFICATION AND RENEWAL CAPITAL PROGRAM

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

WHEREAS, the Town of Riverhead has been awarded a \$50,000 grant under "Suffolk County Steve Levy's Downtown Beautification and Renewal Capital Program" for a project in downtown Riverhead to connect the TEA-21 Park Improvement project with the Riverfront Pedestrian and Bicycle Improvement Project to improve safety for pedestrians and bicyclists;

THEREFORE, BE IT RESOLVED, that the Town Board authorizes the Supervisor to execute the attached contract; and

BE IT FURTHER RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to the Town Attorney's Office and Andrea Lohneiss, CD Director.

THE VOTE

Dunleavy yes ___ no ___ Bartunek yes ___ no ___
Blass yes ___ no ___ Densieski yes ___ no ___
Cardinale yes ___ no ___

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

Agreement

This Agreement, between the County of Suffolk (**County**), a municipal corporation of the State of New York, having its principal office at the County Center, Riverhead, New York 11901, acting through its duly constituted **Department of Economic Development & Workforce Housing (Department)**, located at H. Lee Dennison Building, 2nd floor, 100 Veterans Memorial Highway, Hauppauge, New York (mailing address: Box 6100, Hauppauge, New York 11788-0099) and Town of Riverhead (**Contractor**), a New York municipal corporation, having its principal place of business at 200 Howell Avenue, Riverhead, NY 11901.

The Municipality above named has been designated as a recipient of the County Executive's Downtown Beautification funds and has heretofore expressed its desire to undertake or assist in undertaking Downtown Beautification activities as set forth in Exhibit(s) B attached hereto. Sufficient funding exists pursuant to Resolution 1095-2004 of the Suffolk County Legislature.

Term of Agreement: Shall be from the latest date of signature below through the day preceding the second anniversary of said date, with an option for the **County** to extend this Agreement for an additional year, as provided in Exhibit A.

Total Cost of Agreement: Shall not exceed \$50,000

Terms and Conditions: Shall be as set forth in Exhibit A, B and Other Exhibits attached hereto and made part of this Agreement.

In Witness Whereof, the parties hereto have executed this Agreement as of the latest date written below.

Town of Riverhead

County of Suffolk

By: _____

By: _____

[Please print name and title under signature]

Paul Sabatino II
Chief Deputy County Executive

Fed. Taxpayer ID #: _____

Date: _____

Date: _____

Approved as to Legality:

Approved:

Christine Malafi
Suffolk County Attorney

Department of Economic Development & Workforce Housing

By: _____

By: _____

Samantha N. McEachin
Assistant County Attorney

Carolyn E. Fahey
Intergovernmental Relations Coordinator

Date: _____

Date: _____

6/6/06

Adopted

TOWN OF RIVERHEAD

Resolution # 541

AUTHORIZES SUPERVISOR TO EXECUTE TROY & BANKS AGREEMENT

COUNCILMAN DUNLEAVY
COUNCILMAN DENSIESKI offered the following resolution, was seconded by _____:

WHEREAS, the Riverhead Town Board authorizes the Town Supervisor to execute the Troy & Banks agreement to review the Town's Utility Service Accounts, for the purpose of securing refunds, credits and cost reductions to obtain refunds for billing errors.

NOW THEREFORE BE IT RESOLVED, that the Town Board authorizes Troy & Banks to engage in the above described activities for a period of 7 months, ending December 31, 2006, on a no results, no fee basis per the attached agreement.

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Town Supervisor's Office, the Office of Accounting and the Office of the Town Attorney.

DUNLEAVY YES ___ NO BARTUNEK YES ___ NO

BLASS YES ___ NO DENSIESKI YES ___ NO

CARDINALE YES ___ NO

THIS RESOLUTION IS ___ IS NOT
DECLARED DULY ADOPTED



TROY & BANKS
Utility and Telecommunication Consultants

Corporate Offices:
BUFFALO - NEW YORK
Snyder Professional
Ctr.
Suite 102
4536 Main Street
Buffalo, NY 14226
(800) 499-8599
(716) 839-4402
Telefax (716) 839-
4452

Branch Offices:
CALIFORNIA
398 E. Carob Ave.
Fresno, CA 93654

CONNECTICUT
P.O. Box 237
Manchester, CT
06045

FLORIDA
11048 Main Sail Dr.
Ft. Lauderdale, FL
33026

GEORGIA
P.O. Box 923474
Norcross, GA 30010

NEW YORK
2121 Hillside Ave. #93
Long Island, NY
11040
(516) 746-0992

62 Mallock Rd.
Rochester, NY 14428

4764 Summerhurst
Dr.
Liverpool, NY 13088

NORTH CAROLINA
2411 Black Wolf Run
Ln.
Raleigh, NC 27604

TENNESSEE
904 Lake Haven Rd.
Knoxville, TN 37922

e-mail:
save@troybanks.com

internet address:
www.troybanks.com

Agreement

This Agreement is entered into as of _____ between Troy & Banks, Inc. ("TB") and
_____ with an address at
_____ (the "Client").

In consideration of the mutual agreements hereafter set forth, TB and Client agree as follows:

1. The Client engages TB to conduct an audit or survey of Client's gas, electric, and water/sewer utility ("Utility") service accounts for the purpose of securing refunds, credits and cost reductions resulting from discovery of charges or costs in excess of those permitted or allowed by applicable contracts, tariffs, statutes, rules and regulations and/or from overcharges or billing errors. TB agrees to conduct such audit.
2. Overcharges – For any refunds, credits or rebates obtained by TB for prior overcharges, billing errors or costs in excess of those permitted by applicable contracts, tariffs, statutes, rules or regulations, TB shall be paid 35% of all monies refunded or credited to the Client.
3. Future Cost Reductions - For any reductions in future costs for electric, gas, and water services resulting from TB analysis, the fee is 35% of the amount saved each month for 24 months. TB will document actual monthly savings obtained by analysis of tariff cost applications. **TB will not receive a percentage of future savings, where future savings occurs as a result of past refund.**
4. TB has made and makes no guarantee or assurance of any credit or refund amount or cost saving results.
5. **If Client does not receive refunds, credits, or reductions in future billings, there will be no fee for TB services.**
6. This Agreement sets forth the entire understanding and agreement between the parties.

[Client Name] _____

Troy & Banks, Inc.

By: _____

By: _____
Thomas T. Ranallo, President

Name: _____

Title: _____

Telephone: _____

Telefax: _____

June 6, 2006

Adopted

TOWN OF RIVERHEAD

AWARDS BID FOR QUICK LUBE MAINTENANCE
AT THE RIVERHEAD WATER DISTRICT

RESOLUTION # 542

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

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for quick lube maintenance

WHEREAS, bids were received, opened and read aloud on the 27th day of April, 2006, 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 bid for quick lube maintenance be and is hereby awarded to North Shore Generator Systems, Inc.; 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., the Riverhead Water District and the Purchasing Department.

DUNLEAVY YES ___ NO BARTUNEK YES ___ NO

BLASS YES ___ NO DENSIESKI YES ___ NO

CARDINALE YES ___ NO

THIS RESOLUTION IS ___ IS NOT
DECLARED DULY ADOPTED

BID PROPOSAL SHEET

- 1. Quick Lube Bid (three [3] units total) \$ 1350.00 L.S. per unit 450⁰⁰ each

- 2. Quick Lube Bid with Generator (six [6] units) \$ 2700.00 L.S. per unit 450⁰⁰ each

North Shore Generator Systems Inc
1860 Pond Road
COMPANY ~~Ronkonkoma, NY 11779~~¹³

Riverhead Water District

June 6, 2006

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 543

AWARDS BID FOR ALTEC MODEL AT37-G BUCKET TRUCK

COUNCILMAN BARTUNEK offered the following resolution which was

seconded by COUNCILWOMAN BLASS.

WHEREAS, the Town Clerk was authorized to publish and post a Notice to Bidders for the purchase of one Altec Model AT37-G Bucket Truck for use of the Street Lighting District; and

WHEREAS, one (1) bid was received, opened and read aloud on the 27 day of July, 2005 in the Office of the Town Clerk, 200 Howell Avenue, Riverhead, New York.

NOW, THEREFORE, BE IT RESOLVED, that the bid for the Altec Model AT37-G Bucket Truck be and is hereby awarded to Altec Industries, Inc. in the amount of Eighty Five Thousand Eight Hundred Forty Six Dollars & 00 cents (\$85,846.00); and

BE IT FURTHER RESOLVED, that the Town Board be and does hereby authorize the Town Clerk to return any and all bid bonds received in connection with the above; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Altec Industries, Inc., 250 Laird Street, Plains, PA 18705, Ken Testa, P.E. and the Office of Accounting.

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

June 6, 2006

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 544

**RATIFIES EXECUTION OF ENGAGEMENT LETTER FOR THE LANDFILL
RECLAMATION PROJECT WITH MARKOWITZ, FENELON & BANK, LLP**

COUNCILWOMAN BLASS offered the following resolutions, which was seconded
by COJNCILMAN DUNLEAVY.

RESOLVED, that the Supervisor's execution of an engagement letter for the audit of the Landfill Reclamation Project with Markowitz, Fenelon & Bank, LLP is hereby ratified; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Markowitz, Fenelon & Bank, LLP, the Office of Accounting and the Town Engineer.

THE VOTE

Dunleavy ~~Yes~~ No

Bartunek ~~Yes~~ No

Blass ~~Yes~~ No

Densieski ~~Yes~~ No

Cardinale ~~Yes~~ No

Z:/Peggy

CASE NAME & TAX MAP NO.

TAX YEARS

ORIGINAL A/V

**PROPOSED
NEW A/V**

Sunken Ponds I
600-82.3-1-1 to 32

2002/03
2003/04
2004/05
2005/06

PLEASE SEE ATTACHED SCHEDULE

Sunken Ponds II
600-64.1-1-1.1 to 56.1
600-82.3-2-1.1 to 20.1

2003/04
2004/05
2005/06

PLEASE SEE ATTACHED SCHEDULE

Tanger Properties LP
600-118-3-4 (\$12,202,100)
600-119-1-38.1 (\$17,337,500)

2004/05
2005/06

\$29,539,600
\$29,539,600

\$27,539,600
\$24,539,600

Tanger Properties LP
600-118-3-4 (\$10,549,800)
600-119-1-38.1 (\$14,989,800)

2006/07

\$25,539,600

\$24,539,600

SUNKEN POND I

2002/03

<u>TaxMapNo.</u>	<u>Land AV</u>	<u>Total AV</u>	<u>Reduction</u>	<u>New AV</u>	<u>Exemptions</u>
82.3-1-1	4,000	35,200	3,700	31,500	N/A
82.3-1-2	4,000	37,400	3,700	33,700	N/A
82.3-1-3	4,000	37,400	3,700	33,700	N/A
82.3-1-4	4,000	35,200	3,700	31,500	N/A
82.3-1-5	4,000	35,200	3,700	31,500	N/A
82.3-1-6	4,000	37,400	3,700	33,700	N/A
82.3-1-7	4,000	37,400	3,700	33,700	N/A
82.3-1-8	4,000	35,200	3,700	31,500	N/A
82.3-1-9	4,000	35,200	3,700	31,500	N/A
82.3-1-10	4,000	37,400	3,700	33,700	N/A
82.3-1-11	4,000	37,400	3,700	33,700	N/A
82.3-1-12	4,000	35,200	3,700	31,500	N/A
82.3-1-13	4,000	35,200	3,700	31,500	N/A
82.3-1-14	4,000	37,400	3,700	33,700	N/A
82.3-1-15	4,000	37,400	3,700	33,700	N/A
82.3-1-16	4,000	35,200	3,700	31,500	N/A
82.3-1-17	4,000	35,200	3,700	31,500	N/A
82.3-1-18	4,000	37,400	3,700	33,700	N/A
82.3-1-19	4,000	37,400	3,700	33,700	N/A
82.3-1-20	4,000	35,200	3,700	31,500	N/A
82.3-1-21	4,000	35,200	3,700	31,500	N/A
82.3-1-22	4,000	37,400	3,700	33,700	N/A
82.3-1-23	4,000	37,400	3,700	33,700	N/A
82.3-1-24	4,000	35,200	3,700	31,500	N/A
82.3-1-25	4,000	35,200	3,700	31,500	N/A
82.3-1-26	4,000	37,400	3,700	33,700	N/A
82.3-1-27	4,000	37,400	3,700	33,700	N/A
82.3-1-28	4,000	35,200	3,700	31,500	N/A
82.3-1-29	4,000	35,200	3,700	31,500	N/A
82.3-1-30	4,000	37,400	3,700	33,700	N/A
82.3-1-31	4,000	37,400	3,700	33,700	N/A
82.3-1-32	4,000	35,200	3,700	31,500	N/A
		1,161,600	118,400	1,043,200	

SUNKEN POND I

2003/04

<u>TaxMapNo.</u>	<u>Land AV</u>	<u>Total AV</u>	<u>Reduction</u>	<u>New AV</u>	<u>Exemptions</u>
82.3-1-1	4,000	35,200	5,900	29,300	Enhanced
82.3-1-2	4,000	37,400	5,900	31,500	Basic
82.3-1-3	4,000	37,400	5,900	31,500	Basic
82.3-1-4	4,000	35,200	5,900	29,300	Enh & War Vet
82.3-1-5	4,000	35,200	5,900	29,300	Basic
82.3-1-6	4,000	37,400	5,900	31,500	N/A
82.3-1-7	4,000	37,400	5,900	31,500	Enhanced
82.3-1-8	4,000	35,200	5,900	29,300	Enh & Old Vet
82.3-1-9	4,000	35,200	5,900	29,300	Basic
82.3-1-10	4,000	37,400	5,900	31,500	Basic
82.3-1-11	4,000	37,400	5,900	31,500	Enhanced
82.3-1-12	4,000	35,200	5,900	29,300	Enhanced
82.3-1-13	4,000	35,200	5,900	29,300	Enhanced
82.3-1-14	4,000	37,400	5,900	31,500	N/A
82.3-1-15	4,000	37,400	5,900	31,500	Basic & Disabled
82.3-1-16	4,000	35,200	5,900	29,300	N/A
82.3-1-17	4,000	35,200	5,900	29,300	Basic
82.3-1-18	4,000	37,400	5,900	31,500	Basic
82.3-1-19	4,000	37,400	5,900	31,500	N/A
82.3-1-20	4,000	35,200	5,900	29,300	Enh & Com Vet
82.3-1-21	4,000	35,200	5,900	29,300	Basic
82.3-1-22	4,000	37,400	5,900	31,500	Aged&Star&WarVet
82.3-1-23	4,000	37,400	5,900	31,500	Enh & Com Vet
82.3-1-24	4,000	35,200	5,900	29,300	Basic
82.3-1-25	4,000	35,200	5,900	29,300	Basic & Com Vet
82.3-1-26	4,000	37,400	5,900	31,500	N/A
82.3-1-27	4,000	37,400	5,900	31,500	Basic
82.3-1-28	4,000	35,200	5,900	29,300	Enhanced
82.3-1-29	4,000	35,200	5,900	29,300	Basic
82.3-1-30	4,000	37,400	5,900	31,500	Enh&War&DsabVet
82.3-1-31	4,000	37,400	5,900	31,500	Enh & War Vet
82.3-1-32	4,000	35,200	5,900	29,300	N/A
		1,161,600	188,800	972,800	

SUNKEN POND I

2004/05

<u>TaxMapNo.</u>	<u>Land AV</u>	<u>Total AV</u>	<u>Reduction</u>	<u>New AV</u>	<u>Exemptions</u>
82.3-1-1	4,000	35,200	8,600	26,600	Enhanced
82.3-1-2	4,000	37,400	8,600	28,800	Basic
82.3-1-3	4,000	37,400	8,600	28,800	Basic
82.3-1-4	4,000	35,200	8,600	26,600	Enh & War Vet
82.3-1-5	4,000	35,200	8,600	26,600	Basic
82.3-1-6	4,000	37,400	8,600	28,800	Enhanced
82.3-1-7	4,000	37,400	8,600	28,800	Enhanced
82.3-1-8	4,000	35,200	8,600	26,600	Enh & Old Vet
82.3-1-9	4,000	35,200	8,600	26,600	Basic
82.3-1-10	4,000	37,400	8,600	28,800	Basic
82.3-1-11	4,000	37,400	8,600	28,800	Enhanced
82.3-1-12	4,000	35,200	8,600	26,600	Enhanced
82.3-1-13	4,000	35,200	8,600	26,600	Enhanced
82.3-1-14	4,000	37,400	8,600	28,800	Basic
82.3-1-15	4,000	37,400	8,600	28,800	Basic & Disabled
82.3-1-16	4,000	35,200	8,600	26,600	N/A
82.3-1-17	4,000	35,200	8,600	26,600	Basic
82.3-1-18	4,000	37,400	8,600	28,800	Basic
82.3-1-19	4,000	37,400	8,600	28,800	N/A
82.3-1-20	4,000	35,200	8,600	26,600	Enh & Com Vet
82.3-1-21	4,000	35,200	8,600	26,600	Basic
82.3-1-22	4,000	37,400	8,600	28,800	Aged&Star&WarVet
82.3-1-23	4,000	37,400	8,600	28,800	Aged&Star&ComVet
82.3-1-24	4,000	35,200	8,600	26,600	Basic
82.3-1-25	4,000	35,200	8,600	26,600	Basic & Com Vet
82.3-1-26	4,000	37,400	8,600	28,800	N/A
82.3-1-27	4,000	37,400	8,600	28,800	Enhanced
82.3-1-28	4,000	35,200	8,600	26,600	Enhanced
82.3-1-29	4,000	35,200	8,600	26,600	Basic
82.3-1-30	4,000	37,400	8,600	28,800	Enh&War&DsabVet
82.3-1-31	4,000	37,400	8,600	28,800	Enh & War Vet
82.3-1-32	4,000	35,200	8,600	26,600	N/A
		1,161,600	275,200	886,400	

SUNKEN POND I

2005/06

<u>TaxMapNo.</u>	<u>Land AV</u>	<u>Total AV</u>	<u>Reduction</u>	<u>New AV</u>	<u>Exemptions</u>
82.3-1-1	4,000	35,200	11,600	23,600	Enhanced
82.3-1-2	4,000	37,400	11,600	25,800	Basic
82.3-1-3	4,000	37,400	11,600	25,800	Basic
82.3-1-4	4,000	35,200	11,600	23,600	Enh & War Vet
82.3-1-5	4,000	35,200	11,600	23,600	Basic
82.3-1-6	4,000	37,400	11,600	25,800	Aged & Star
82.3-1-7	4,000	37,400	11,600	25,800	Enhanced
82.3-1-8	4,000	35,200	11,600	23,600	Enh & Old Vet
82.3-1-9	4,000	35,200	11,600	23,600	Basic
82.3-1-10	4,000	37,400	11,600	25,800	Enhanced
82.3-1-11	4,000	37,400	11,600	25,800	Enhanced
82.3-1-12	4,000	35,200	11,600	23,600	Enhanced
82.3-1-13	4,000	35,200	11,600	23,600	Enhanced
82.3-1-14	4,000	37,400	11,600	25,800	Enhanced
82.3-1-15	4,000	37,400	11,600	25,800	Basic
82.3-1-16	4,000	35,200	11,600	23,600	N/A
82.3-1-17	4,000	35,200	11,600	23,600	Basic
82.3-1-18	4,000	37,400	11,600	25,800	Basic
82.3-1-19	4,000	37,400	11,600	25,800	N/A
82.3-1-20	4,000	35,200	11,600	23,600	Enh & Com Vet
82.3-1-21	4,000	35,200	11,600	23,600	Basic
82.3-1-22	4,000	37,400	11,600	25,800	Aged&Star&WarVet
82.3-1-23	4,000	37,400	11,600	25,800	Aged&Star&ComVet
82.3-1-24	4,000	35,200	11,600	23,600	Basic
82.3-1-25	4,000	35,200	11,600	23,600	Basic & Com Vet
82.3-1-26	4,000	37,400	11,600	25,800	N/A
82.3-1-27	4,000	37,400	11,600	25,800	Enhanced
82.3-1-28	4,000	35,200	11,600	23,600	Enhanced
82.3-1-29	4,000	35,200	11,600	23,600	Basic
82.3-1-30	4,000	37,400	11,600	25,800	Basic
82.3-1-31	4,000	37,400	11,600	25,800	Enh & War Vet
82.3-1-32	4,000	35,200	11,600	23,600	N/A
		1,161,600	371,200	790,400	

SUNKEN POND II

2003/04

<u>TaxMapNo</u>	<u>Land AV</u>	<u>Total AV</u>	<u>Reduction</u>	<u>New AV</u>	<u>Exemptions</u>
64.1-1-1.1	800	31,200	1,900	29,300	N/A
64.1-1-2.1	800	33,110	1,610	31,500	N/A
64.1-1-3.1	800	33,110	1,610	31,500	N/A
64.1-1-4.1	800	31,200	1,900	29,300	N/A
64.1-1-5.1	800	31,200	1,900	29,300	N/A
64.1-1-6.1	800	33,110	1,610	31,500	N/A
64.1-1-7.1	800	33,110	1,610	31,500	N/A
64.1-1-8.1	800	31,200	1,900	29,300	N/A
64.1-1-9.1	800	31,200	1,900	29,300	N/A
64.1-1-10.1	800	33,110	1,610	31,500	N/A
64.1-1-11.1	800	33,110	1,610	31,500	N/A
64.1-1-12.1	800	31,200	1,900	29,300	N/A
64.1-1-13.1	800	31,200	1,900	29,300	N/A
64.1-1-14.1	800	33,110	1,610	31,500	N/A
64.1-1-15.1	800	33,110	1,610	31,500	N/A
64.1-1-16.1	800	31,200	1,900	29,300	N/A
64.1-1-17.1	800	31,200	1,900	29,300	N/A
64.1-1-18.1	800	33,110	1,610	31,500	N/A
64.1-1-19.1	800	33,110	1,610	31,500	N/A
64.1-1-20.1	800	31,200	1,900	29,300	N/A
64.1-1-21.1	800	31,200	1,900	29,300	N/A
64.1-1-22.1	800	33,110	1,610	31,500	N/A
64.1-1-23.1	800	33,110	1,610	31,500	N/A
64.1-1-24.1	800	31,200	1,900	29,300	N/A
64.1-1-25.1	800	31,200	1,900	29,300	N/A
64.1-1-26.1	800	33,110	1,610	31,500	N/A
64.1-1-27.1	800	33,110	1,610	31,500	N/A
64.1-1-28.1	800	31,200	1,900	29,300	N/A
64.1-1-29.1	800	31,200	1,900	29,300	N/A
64.1-1-30.1	800	33,110	1,610	31,500	N/A
64.1-1-31.1	800	33,110	1,610	31,500	N/A
64.1-1-32.1	800	31,200	1,900	29,300	N/A
64.1-1-33.1	800	31,200	1,900	29,300	N/A
64.1-1-34.1	800	33,110	1,610	31,500	N/A
64.1-1-35.1	800	33,110	1,610	31,500	N/A
64.1-1-36.1	800	31,200	1,900	29,300	N/A
64.1-1-37.1	800	31,200	1,900	29,300	N/A
64.1-1-38.1	800	33,110	1,610	31,500	N/A
64.1-1-39.1	800	33,110	1,610	31,500	N/A
64.1-1-40.1	800	31,200	1,900	29,300	N/A
64.1-1-41.1	800	31,200	1,900	29,300	N/A
64.1-1-42.1	800	33,110	1,610	31,500	N/A
64.1-1-43.1	800	33,110	1,610	31,500	N/A
64.1-1-44.1	800	31,200	1,900	29,300	N/A
64.1-1-45.1	800	31,200	1,900	29,300	N/A
64.1-1-46.1	800	33,110	1,610	31,500	N/A
64.1-1-47.1	800	33,110	1,610	31,500	N/A
64.1-1-48.1	800	31,200	1,900	29,300	N/A
64.1-1-49.1	800	31,200	1,900	29,300	N/A

64.1-1-50.1	800	33,110	1,610	31,500	N/A
64.1-1-51.1	800	33,110	1,610	31,500	N/A
64.1-1-52.1	800	31,200	1,900	29,300	N/A
64.1-1-53.1	800	31,200	1,900	29,300	N/A
64.1-1-54.1	800	33,110	1,610	31,500	N/A
64.1-1-55.1	800	33,110	1,610	31,500	N/A
64.1-1-56.1	800	31,200	1,900	29,300	N/A
82.3-2-1.1	800	31,200	1,900	29,300	N/A
82.3-2-2.1	800	33,110	1,610	31,500	N/A
82.3-2-3.1	800	33,110	1,610	31,500	N/A
82.3-2-4.1	800	31,200	1,900	29,300	N/A
82.3-2-5.1	800	31,200	1,900	29,300	N/A
82.3-2-6.1	800	33,110	1,610	31,500	N/A
82.3-2-7.1	800	33,110	1,610	31,500	N/A
82.3-2-8.1	800	31,200	1,900	29,300	N/A
82.3-2-9.1	800	31,200	1,900	29,300	N/A
82.3-2-10.1	800	33,110	1,610	31,500	N/A
82.3-2-11.1	800	33,110	1,610	31,500	N/A
82.3-2-12.1	800	31,200	1,900	29,300	N/A
82.3-2-13.1	800	31,200	1,900	29,300	N/A
82.3-2-14.1	800	33,110	1,610	31,500	N/A
82.3-2-15.1	800	33,110	1,610	31,500	N/A
82.3-2-16.1	800	31,200	1,900	29,300	N/A
82.3-2-17.1	800	31,200	1,900	29,300	N/A
82.3-2-18.1	800	33,110	1,610	31,500	N/A
82.3-2-19.1	800	33,110	1,610	31,500	N/A
82.3-2-20.1	800	31,200	1,900	29,300	N/A
		2,443,780	133,380	2,310,400	

SUNKEN POND II

2004-05

<u>TaxMapNo</u>	<u>Land AV</u>	<u>Total AV</u>	<u>Reduction</u>	<u>New AV</u>	<u>Exemptions</u>
64.1-1-1.1	4,000	35,200	8,600	26,600	Basic
64.1-1-2.1	4,000	37,400	8,600	28,800	Basic
64.1-1-3.1	4,000	37,400	8,600	28,800	Aged&Star&War Vet
64.1-1-4.1	4,000	35,200	8,600	26,600	Enhanced
64.1-1-5.1	4,000	35,200	8,600	26,600	Aged&Star&War Vet
64.1-1-6.1	4,000	37,400	8,600	28,800	Enh & Com Vet
64.1-1-7.1	4,000	37,400	8,600	28,800	Basic
64.1-1-8.1	4,000	35,200	8,600	26,600	Enhanced
64.1-1-9.1	4,000	35,200	8,600	26,600	Enhanced
64.1-1-10.1	4,000	37,400	8,600	28,800	Basic
64.1-1-11.1	4,000	37,400	8,600	28,800	Enhanced
64.1-1-12.1	4,000	35,200	8,600	26,600	Basic & War Vet
64.1-1-13.1	4,000	35,200	8,600	26,600	Enh & Com Vet
64.1-1-14.1	4,000	37,400	8,600	28,800	Basic & War Vet
64.1-1-15.1	4,000	37,400	8,600	28,800	Enhanced
64.1-1-16.1	4,000	35,200	8,600	26,600	Aged&Star&ComVet
64.1-1-17.1	4,000	35,200	8,600	26,600	Basic & War Vet
64.1-1-18.1	4,000	37,400	8,600	28,800	Basic
64.1-1-19.1	4,000	37,400	8,600	28,800	Enhanced
64.1-1-20.1	4,000	35,200	8,600	26,600	Enhanced
64.1-1-21.1	4,000	35,200	8,600	26,600	Enhanced
64.1-1-22.1	4,000	37,400	8,600	28,800	Enh & Com Vet
64.1-1-23.1	4,000	37,400	8,600	28,800	Combat Vet
64.1-1-24.1	4,000	35,200	8,600	26,600	Enhanced
64.1-1-25.1	4,000	35,200	8,600	26,600	Enh & War Vet
64.1-1-26.1	4,000	37,400	8,600	28,800	Basic & Com Vet
64.1-1-27.1	4,000	37,400	8,600	28,800	Enh & War Vet
64.1-1-28.1	4,000	35,200	8,600	26,600	Enhanced
64.1-1-29.1	4,000	35,200	8,600	26,600	N/A
64.1-1-30.1	4,000	37,400	8,600	28,800	N/A
64.1-1-31.1	4,000	37,400	8,600	28,800	Basic
64.1-1-32.1	4,000	35,200	8,600	26,600	Enh & War Vet
64.1-1-33.1	4,000	35,200	8,600	26,600	Basic&Dsabl&WarVet
64.1-1-34.1	4,000	37,400	8,600	28,800	Enhanced
64.1-1-35.1	4,000	37,400	8,600	28,800	Basic
64.1-1-36.1	4,000	35,200	8,600	26,600	Basic
64.1-1-37.1	4,000	35,200	8,600	26,600	Basic & War Vet
64.1-1-38.1	4,000	37,400	8,600	28,800	N/A
64.1-1-39.1	4,000	37,400	8,600	28,800	Basic & War Vet
64.1-1-40.1	4,000	35,200	8,600	26,600	N/A
64.1-1-41.1	4,000	35,200	8,600	26,600	Enhanced
64.1-1-42.1	4,000	37,400	8,600	28,800	Basic
64.1-1-43.1	4,000	37,400	8,600	28,800	Basic & Com Vet
64.1-1-44.1	4,000	35,200	8,600	26,600	Basic & War Vet
64.1-1-45.1	4,000	35,200	8,600	26,600	Basic
64.1-1-46.1	4,000	37,400	8,600	28,800	Basic
64.1-1-47.1	4,000	37,400	8,600	28,800	N/A
64.1-1-48.1	4,000	35,200	8,600	26,600	Basic
64.1-1-49.1	4,000	35,200	8,600	26,600	Aged&Star&OldVet

64.1-1-50.1	4,000	37,400	8,600	28,800 Enh & War Vet
64.1-1-51.1	4,000	37,400	8,600	28,800 Basic
64.1-1-52.1	4,000	35,200	8,600	26,600 Basic
64.1-1-53.1	4,000	35,200	8,600	26,600 N/A
64.1-1-54.1	4,000	37,400	8,600	28,800 Basic
64.1-1-55.1	4,000	37,400	8,600	28,800 Enh & Com Vet
64.1-1-56.1	4,000	35,200	8,600	26,600 Aged&Star&War Vet
82.3-2-1.1	4,000	35,200	8,600	26,600 Basic
82.3-2-2.1	4,000	37,400	8,600	28,800 Basic & War Vet
82.3-2-3.1	4,000	37,400	8,600	28,800 Basic
82.3-2-4.1	4,000	35,200	8,600	26,600 Basic
82.3-2-5.1	4,000	35,200	8,600	26,600 Basic
82.3-2-6.1	4,000	37,400	8,600	28,800 Basic & Com Vet
82.3-2-7.1	4,000	37,400	8,600	28,800 Basic
82.3-2-8.1	4,000	35,200	8,600	26,600 Enh & Com Vet
82.3-2-9.1	4,000	35,200	8,600	26,600 Basic & Old Vet
82.3-2-10.1	4,000	37,400	8,600	28,800 Enh & War Vet
82.3-2-11.1	4,000	37,400	8,600	28,800 Basic & Disabled
82.3-2-12.1	4,000	35,200	8,600	26,600 Basic & War Vet
82.3-2-13.1	4,000	35,200	8,600	26,600 Enh & Com Vet
82.3-2-14.1	4,000	37,400	8,600	28,800 Enhanced
82.3-2-15.1	4,000	37,400	8,600	28,800 Basic
82.3-2-16.1	4,000	35,200	8,600	26,600 Basic
82.3-2-17.1	4,000	35,200	8,600	26,600 Enhanced
82.3-2-18.1	4,000	37,400	8,600	28,800 Aged&Star&War Vet
82.3-2-19.1	4,000	37,400	8,600	28,800 Basic & Old Vet
82.3-2-20.1	4,000	35,200	8,600	26,600 Enh &(2)Com Vets
		2,758,800	653,600	2,105,200

SUNKEN POND II

2005-06

<u>TaxMapNo</u>	<u>Land AV</u>	<u>Total AV</u>	<u>Reduction</u>	<u>New AV</u>	<u>Exemptions</u>
64.1-1-1.1	4,000	35,200	11,600	23,600	Aged & Star
64.1-1-2.1	4,000	37,400	11,600	25,800	Basic
64.1-1-3.1	4,000	37,400	11,600	25,800	Aged&Star&War Vet
64.1-1-4.1	4,000	35,200	11,600	23,600	Enhanced
64.1-1-5.1	4,000	35,200	11,600	23,600	Aged&Star&War Vet
64.1-1-6.1	4,000	37,400	11,600	25,800	Enh & Com Vet
64.1-1-7.1	4,000	37,400	11,600	25,800	Basic
64.1-1-8.1	4,000	35,200	11,600	23,600	Enhanced
64.1-1-9.1	4,000	35,200	11,600	23,600	Enhanced
64.1-1-10.1	4,000	37,400	11,600	25,800	Basic
64.1-1-11.1	4,000	37,400	11,600	25,800	Enhanced
64.1-1-12.1	4,000	35,200	11,600	23,600	Basic & War Vet
64.1-1-13.1	4,000	35,200	11,600	23,600	Enh & Com Vet
64.1-1-14.1	4,000	37,400	11,600	25,800	Basic & War Vet
64.1-1-15.1	4,000	37,400	11,600	25,800	Basic
64.1-1-16.1	4,000	35,200	11,600	23,600	Enh & Com Vet
64.1-1-17.1	4,000	35,200	11,600	23,600	Enh & War Vet
64.1-1-18.1	4,000	37,400	11,600	25,800	Basic
64.1-1-19.1	4,000	37,400	11,600	25,800	Enhanced
64.1-1-20.1	4,000	35,200	11,600	23,600	Enhanced
64.1-1-21.1	4,000	35,200	11,600	23,600	Enhanced
64.1-1-22.1	4,000	37,400	11,600	25,800	Enh & Com Vet
64.1-1-23.1	4,000	37,400	11,600	25,800	Aged&Star&ComVet
64.1-1-24.1	4,000	35,200	11,600	23,600	Enhanced
64.1-1-25.1	4,000	35,200	11,600	23,600	Enh & War Vet
64.1-1-26.1	4,000	37,400	11,600	25,800	Enh & Com Vet
64.1-1-27.1	4,000	37,400	11,600	25,800	Enh & War Vet
64.1-1-28.1	4,000	35,200	11,600	23,600	Aged & Star
64.1-1-29.1	4,000	35,200	11,600	23,600	Aged & Star
64.1-1-30.1	4,000	37,400	11,600	25,800	N/A
64.1-1-31.1	4,000	37,400	11,600	25,800	Basic
64.1-1-32.1	4,000	35,200	11,600	23,600	Aged&Star&War Vet
64.1-1-33.1	4,000	35,200	11,600	23,600	Basic&Dsabl&WarVet
64.1-1-34.1	4,000	37,400	11,600	25,800	Enhanced
64.1-1-35.1	4,000	37,400	11,600	25,800	Basic
64.1-1-36.1	4,000	35,200	11,600	23,600	Basic
64.1-1-37.1	4,000	35,200	11,600	23,600	Basic & War Vet
64.1-1-38.1	4,000	37,400	11,600	25,800	N/A
64.1-1-39.1	4,000	37,400	11,600	25,800	Aged&Star&War Vet
64.1-1-40.1	4,000	35,200	11,600	23,600	Basic
64.1-1-41.1	4,000	35,200	11,600	23,600	Aged & Star
64.1-1-42.1	4,000	37,400	11,600	25,800	Basic
64.1-1-43.1	4,000	37,400	11,600	25,800	Basic & Com Vet
64.1-1-44.1	4,000	35,200	11,600	23,600	Basic & War Vet
64.1-1-45.1	4,000	35,200	11,600	23,600	Basic
64.1-1-46.1	4,000	37,400	11,600	25,800	Basic
64.1-1-47.1	4,000	37,400	11,600	25,800	Basic
64.1-1-48.1	4,000	35,200	11,600	23,600	Basic
64.1-1-49.1	4,000	35,200	11,600	23,600	Aged&Star&OldVet

64.1-1-50.1	4,000	37,400	11,600	25,800 Enh & War Vet
64.1-1-51.1	4,000	37,400	11,600	25,800 Basic
64.1-1-52.1	4,000	35,200	11,600	23,600 Basic
64.1-1-53.1	4,000	35,200	11,600	23,600 N/A
64.1-1-54.1	4,000	37,400	11,600	25,800 Enhanced
64.1-1-55.1	4,000	37,400	11,600	25,800 Enh & Com Vet
64.1-1-56.1	4,000	35,200	11,600	23,600 Aged&Star&War Vet
82.3-2-1.1	4,000	35,200	11,600	23,600 Basic
82.3-2-2.1	4,000	37,400	11,600	25,800 Enh & War Vet
82.3-2-3.1	4,000	37,400	11,600	25,800 Basic
82.3-2-4.1	4,000	35,200	11,600	23,600 Enhanced
82.3-2-5.1	4,000	35,200	11,600	23,600 Enhanced
82.3-2-6.1	4,000	37,400	11,600	25,800 Basic & Com Vet
82.3-2-7.1	4,000	37,400	11,600	25,800 Basic
82.3-2-8.1	4,000	35,200	11,600	23,600 Enh & Com Vet
82.3-2-9.1	4,000	35,200	11,600	23,600 Enh & Old Vet
82.3-2-10.1	4,000	37,400	11,600	25,800 Enh & War Vet
82.3-2-11.1	4,000	37,400	11,600	25,800 Basic & Disabled
82.3-2-12.1	4,000	35,200	11,600	23,600 Basic & War Vet
82.3-2-13.1	4,000	35,200	11,600	23,600 Enh & Com Vet
82.3-2-14.1	4,000	37,400	11,600	25,800 Aged & Star
82.3-2-15.1	4,000	37,400	11,600	25,800 Basic
82.3-2-16.1	4,000	35,200	11,600	23,600 Basic
82.3-2-17.1	4,000	35,200	11,600	23,600 Enhanced
82.3-2-18.1	4,000	37,400	11,600	25,800 Aged&Star&War Vet
82.3-2-19.1	4,000	37,400	11,600	25,800 Basic & Old Vet
82.3-2-20.1	4,000	35,200	11,600	23,600 Enh & (2)Com Vets
		2,758,800	881,600	1,877,200

6/6/06

Adopted

TOWN OF RIVERHEAD

Resolution # 546

**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 (BUSINESS PB DISTRICT)**

COUNCILMAN DUNLEAVY

_____ offered the following resolution, was seconded by

COUNCILWOMAN BLASS _____:

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 June 15, 2006 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 amendment to be posted on the sign board of the Town; and be it further

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

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY 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 200 Howell Avenue, Riverhead, New York on the 5th day of July, 2006 at 7:50 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code as follows:

**ARTICLE XXII
Business PB District**

§ 108-111. Purpose.

It is the purpose of this article to implement the recommendations of the Master Plan to permit the new construction, ~~and~~ reconstruction or renovation of existing structures for the uses set forth below. This use district designation is to be applied consistent with the standards set forth below in transitional areas between intensive business development and residential development, primarily along major arteries. This use district designation may be imposed by the Town Board in conjunction with or to the exclusion of all other use districts shown upon the Official Map of the Town of Riverhead.

§ 108-112. Uses.

In the Business PB District (~~Professional Service Building~~), no building, structure or premises shall be used or arranged or designed to be used and no building or structure shall be hereafter erected, reconstructed or altered or occupied, unless otherwise provided in this chapter, for one or more of the following uses or accessory uses:

A. Permitted uses.

(1) Professional offices of:

- (a) Accountants.
- (b) Architects.
- (c) Artists.
- (d) Attorneys.
- (e) Audiologists.
- (f) Bookkeepers.
- (g) Chiropractors.
- (h) Dentists.
- (i) Draftsmen.
- (j) Engineers.
- (k) Income tax preparers.

- (l) Insurance agents or brokers.
- (m) Interior decorators.
- (n) Journalists.
- (o) Medical doctors.
- (p) Optometrists.
- (q) Osteopaths.
- (r) Podiatrists.
- (s) Photographers.
- (t) Physical therapists.
- (u) Real estate agents or brokers.
- (v) Surveyors.
- (w) Veterinarian.

Dated: Riverhead, New York
June 6, 2006

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

BARBARA GRATTAN, Town Clerk

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

6/6/06

Adopted

TOWN OF RIVERHEAD

Resolution # 547

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 (108-130 – Site Plan Review)

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

RESOLVED, the Town Clerk be and 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 June 15, 2006 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 amendment to be posted on the sign board of the Town; and be it further

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

THE VOTE

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

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 5th day of July, 2006 at 7:55 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code as follows:

**ARTICLE XXVI
Site Plan Review**

§ 108-130. Review and approval required.

The following shall be subject to site plan review and require site plan approval by the Town Board:

B. All other districts.

- (1) Any grading, clearing, cutting and filling, excavating or tree removal associated therewith.
- (2) (Reserved)
- (3) Any conversion, alteration, addition or repair of an existing land use or structure which requires a building permit and:
 - (a) Will effect a change to the exterior of the affected structure(s); or
 - (b) Will effect a change to the area of the site, including but not limited to parking, loading, paving, access and drainage.
- (4) Except as otherwise provided, site plan review and approval shall specifically not be required for:
 - (a) Single-family residential and uses accessory thereto that are located in any zoning use district.
 - (b) Agriculture and uses accessory thereto; however, temporary and permanent greenhouses will require site plan review and approval;
 - (c) Any grading, clearing, cutting and filling, excavating or tree removal associated therewith, necessary to single-family residence construction commenced upon issuance of a building permit for said construction;
 - (d) Any use permit issued pursuant to the requirements of § 108-73 of this chapter; or
 - (e) Signs;
 - (f) In-kind alterations as determined by the Planning Department and the Building Department shall be approved by the Town Board.

Dated: Riverhead, New York
June 6, 2006

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

BARBARA GRATTAN, Town Clerk

* Underline represents addition(s)

6/6/06

Adopted

TOWN OF RIVERHEAD

Resolution # 548

**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
(108-3, 108-310 & 108-314)**

COUNCILMAN BARTUNEK

offered the following resolution, was seconded by

COUNCILMAN DENSIESKI :

RESOLVED, the Town Clerk be and 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 June 15, 2006 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 amendment to be posted on the sign board of the Town; and be it further

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

THE VOTE

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

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 5th day of July, 2006 at 8:00 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code as follows:

ARTICLE I General Provisions

§ 108-3. Definitions; word usage.

DWELLING, TOWNHOUSE — A one-family dwelling in a row of at least three such units in which each unit has its own front and rear access to the outside, no unit is located over another unit and each unit is separated from any other unit by one or more common fire-resistant walls. A Townhouse shall have a minimum floor area of 1500 square feet.

**ARTICLE LIX Downtown Center 4: Office/Residential Transition (DC-4) Zoning
Use District**

§ 108-310. Uses.

In the DC-4 Zoning Use District, no building, structure, or premises shall be used or arranged or designed to be used, and no building or structure shall be hereafter erected, reconstructed, or altered, unless otherwise provided in this chapter, except for the following permitted uses or specially permitted uses and their customary accessory uses:

A. Permitted uses:

- (1) Offices, professional and public.
- (2) Single-family dwelling units.
- ~~(3) Townhouses.~~
- (4) Places of worship.
- (5) Funeral homes.

ARTICLE LX Downtown Center 5: Residential (DC-5) Zoning Use District

§ 108-314. Uses.

In the DC-5 Zoning Use District, no building, structure, or premises shall be used or arranged or designed to be used, and no building or structure shall be hereafter erected, reconstructed, or altered, unless otherwise provided in this chapter, except for the following permitted uses or specially permitted uses and their customary accessory uses:

A. Permitted uses:

- (1) Single-family and two-family dwelling units.
- ~~(2) Townhouses.~~
- (3) Places of worship.

(4) Schools.

Dated: Riverhead, New York
June 6, 2006

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

BARBARA GRATTAN, Town Clerk

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

6/6/06

Adopted

TOWN OF RIVERHEAD

ORDER CALLING PUBLIC HEARING - EXTENSION NO. 86 RIVERHEAD WATER DISTRICT CALVERTON INDUSTRIAL PARK

Resolution #549

Adopted _____

Councilperson COUNCILMAN DENSIESKI offered the following resolution which was seconded by Councilperson COUNCILMAN DUNLEAVY,

WHEREAS, a petition has been filed by the developer of the proposed development to be known as Calverton Industrial Park, to allow public water to be provided to the proposed development, which property is located just outside the boundaries of the existing water district, and

WHEREAS, a map and plan detailing the proposed extension has been prepared by H2M, consulting engineers to the Riverhead Water District, which report specifically outlines the installation of approximately 800 linear feet of 12 inch cement lined ductile iron water main, valve and hydrant as more particularly set forth in the map and plan of H2M, District engineers, most recently dated May, 2006, which is currently on file with the Riverhead Town Clerk. All proposed buildings will be served by Master meter, and

WHEREAS, a maximum amount to be expended for the extension is \$105,000 to be borne by the applicant and no public monies shall be expended for this extension, and

WHEREAS, key money will be assessed basing the entire complex is equal to approximately 35 single family dwellings with the total cost of key money being \$87,500, and

WHEREAS, the boundary of said extension is set forth fully in the attached Exhibit A, and

WHEREAS, it is necessary for the Town Board to hold a public hearing to hear all persons wishing to be heard with regard to the proposed extension,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board will hold a public hearing on the 5th day of July, 2006, at 7:10 p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the extension to the Riverhead Water District to be known as Extension 86, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a copy of this resolution in full in the June 22, 2006, edition of The news Review, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Gary Pendzick, Frank Isler, Esq., the developer, and H2M.

BY ORDER OF THE RIVERHEAD
TOWN BOARD
BARBARA GRATTAN
TOWN CLERK

Dated: June 6, 2006
Riverhead, NY 11901

RESOLUTION PREPARED BY FRANK A. ISLER FOR THE RIVERHEAD WATER DISTRICT

THE VOTE
Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no
THE RESOLUTION ~~X~~ WAS ___ WAS NOT
THEREFORE DULY ADOPTED

EXHIBIT "A"
RIVERHEAD WATER DISTRICT
ENGINEERING REPORT
FOR
PROPOSED EXTENSION NO. 86
CALVERTON INDUSTRIAL PARK
DESCRIPTION OF EXTENSION

PARCEL 'A'

All those certain lots, parcels of land, said properties being known as District 0600, Section 117, Block 2, Lot 9.2 situated and lying and being at Calverton, Town of Riverhead, County of Suffolk and State of New York bounded and described as follows:

BEGINNING at a point formed by the easterly right-of-way of Edwards Avenue and the southerly right-of-way of Middle Country Road (New York State Route 25).

THENCE running easterly along the southerly right of way line of Middle Country Road the following three (3) bearings and distances:

- | | | |
|----|--------------------|--------------|
| 1. | S 84° - 21' -53" E | 345.50 feet; |
| 2. | S 86° - 57' -53" E | 249.45 feet; |
| 2. | S 79° - 09' -53" E | 342.77 feet, |

to a point formed by the southerly right-of-way line of Middle Country Road and the westerly property line of Section 117, Block 02, Lot 009.2. Said point being the POINT OF BEGINNING of PARCEL 'A'.

From said POINT OF BEGINNING, running easterly along the southerly right-of-way line of Middle Country Road the following bearing and distance:

1. S 84° - 21' - 53" E 417.98 feet,

to a point formed by the southerly right-of-way line of Middle Country Road and the easterly property line of Section 117, Block 02, Lot 009.2.

THENCE running southerly along the easterly property line of Section 117, Block 02, Lot 009.2, the following bearing and distance:

1. S 06° - 26' - 53" E 2,309.31 feet,

to a point formed by the easterly property line of Section 117, Block 02, Lot 009.2 and the northerly property line of Section 117, Block 02, Lot 008.2.

THENCE running westerly along the southerly property line of Section 117, Block 02, Lot 009.2 the following bearing and distance:

1. S 79° - 09' - 17" W 638.40 feet,

to a point formed by the southerly property line of Section 117, Block 02, Lot 009.2 and the northerly property line of Section 117, Block 02, Lot 008.2.

THENCE running northerly along the westerly property line of Section 117, Block 02, Lot 009.2 the following eight (8) bearings and distances:

1. N 05° - 53' - 53" W 286.24 feet;
2. S 84° - 06' - 07" W 55.00 feet;
3. N 05° - 53' - 53" W 311.39 feet;
4. N 05° - 21' - 53" W 795.50 feet;
5. N 05° - 44' - 53" W 140.20 feet;

- | | | |
|----|---------------------|--------------|
| 6. | N 09° - 43' - 53" W | 111.63 feet; |
| 7. | N 80° - 16' - 07" W | 265.00 feet; |
| 8. | N 06° - 17' - 33" W | 785.47 feet, |

to a point formed by the westerly property line of Section 117, Block 02, Lot 009.2 and the southerly right-of-way line of Middle Country Road. Said point being the POINT OF BEGINNING of PARCEL 'A'.

**END OF DESCRIPTION
(PARCEL 'A')**

Adopted

June 6, 2006

TOWN OF RIVERHEAD

Resolution # 550

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING – SPECIAL USE PERMIT PETITION OF KAR – MCVEIGH, LLC

Councilman Dunleavy offered the following resolution which was seconded by Councilman Densieski

WHEREAS, the Town Board of the Town of Riverhead is in receipt of a special permit petition from Kar-McVeigh, LLC, pursuant to Section 108-51A and Article XXVIA of the Riverhead Town Code to construct a restaurant and catering facility on a 3.8 acre parcel zoned Agricultural Protection Zone located at Manor Lane, Jamesport, New York; such property more particularly described as Suffolk County Tax Map Number 0600-47-2-3, and

WHEREAS, the Riverhead Town Board by resolution #163 of 2006 declared themselves Lead Agency, and

WHEREAS, the petition has been referred to the Riverhead Planning Board for its report and recommendation; such Planning Board recommending the unconditional granting of the special use permit petition, and

WHEREAS, the petition has been referred to the Suffolk County Planning Commission for its report and recommendation; such Planning Commission determining the matter to be one of local determination, and

WHEREAS, the Town Board desires to hold a public hearing on the aforementioned matter at this time, now

THEREFORE BE IT

RESOLVED, that the Town Clerk be authorized to publish and post the attached notice of public hearing in the official newspaper of the Town of Riverhead with the Town Attorney confirmation of the existence of a non-conforming use.

RH/planning

THE VOTE

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

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE, that a public hearing will be held on the 5th day of July, 2006 at 7:15 o'clock p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to consider the special permit petition of Kar-McVeigh, LLC to allow the expansion of a non-conforming restaurant use for a 9,320 square foot catering facility upon real property located at Manor Lane, Jamesport; such real property more particularly described as Suffolk County Tax Map Parcel Number 0600-47-2-3.

DATED: June 6, 2006
Riverhead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, TOWN CLERK

6/6/06

Adopted

TOWN OF RIVERHEAD

Resolution # 551

AUTHORIZES TOWN CLERK TO POST AND PUBLISH PUBLIC NOTICE FOR PUBLIC HEARING REGARDING A LOCAL LAW TO AMEND CHAPTER 52 (BUILDING CONSTRUCTION) OF THE RIVERHEAD TOWN CODE

COUNCILMAN DENSIESKI

offered the following resolution,

which was seconded by COUNCILMAN BARTUNEK:

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached public notice to consider a local law to amend Chapter 52 entitled, "Building Construction" of the Riverhead Town Code once in the June 15, 2006 issue of News Review, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to the Building Department; the Planning Board; and the Office of Accounting.

THE VOTE

Dunleavy yes ___ no ___ Bartunek yes ___ no ___

Blass yes ___ no ___ Densieski yes ___ no ___

Cardinale yes ___ no ___

THE RESOLUTION WAS ___ WAS NOT

THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on the 5th day of July 2006 at 7:20 pm, at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider a local law to amend Chapter 52 entitled "Building Permit Fees " of the Riverhead Town Code as follows:

§ 52-10. Building permit fees. [Amended 10-7-1969]

A. No permit under this chapter shall be issued until the fee as shall be prescribed by resolution of the Town Board shall have been paid, nor shall an amendment to a permit be approved until the additional fee, if any, due to an increase in the estimated cost of the building or structure shall have been paid.

B. The minimum fee for any permit required under this chapter, whether the same is for the installation of a plumbing system or a heating system, or any other required permit, including the fee for a zoning permit under Zoning Ordinance No. 26 of the Town of Riverhead, EN shall be \$100 unless the applicant is exempt under this chapter. [Amended 1-16-1973; 11-20-1984; 3-3-1998; 5-4-2004 by L.L. No. 11-2004; 5-9-06]

C. Construction related to improving access, safety and independent living for the disabled and elderly at entrances to and within buildings shall be exempt from building permit fees.

CD. For each building permit where the construction cost shall exceed \$1,000, an additional fee of \$12 per thousand dollars, or fraction thereof, in addition to the minimum fee of \$100. The basis for computing construction costs shall be the square feet of the floor area of the proposed building in relation to the proposed use of said building and/or the cost thereof may be based on current Marshall Swift Valuation cost estimates using local regional multipliers and/or as follows: [Amended 1-16-1973; 11-20-1984; 12-4-1984; 12-29-1989; 12-17-1991; 5-20-1997; 3-3-1998; 12-2-2003 by L.L. No. 27-2003]

(1) Dwellings, one- and two-family: main story, \$75 per square foot; additional stories, \$40 per square foot.

(2) Multiple-family dwellings, apartments, condominiums, hotels, motels, boardinghouses, labor camps and nursing and convalescent homes: main story, \$90 per square foot; additional stories, \$55 per square foot.

(3) Private garages, attached or detached: \$40 per square foot. [Amended 3-7-2006 by L.L. No. 12-2006]

(4) Accessory and utility buildings: main story, \$50 per square foot; additional stories, \$25 per square foot.

[5] Building permit fees shall be waived for all home modifications related to improving access for persons with mobility impairments, including, but not limited to, ramps and kitchen and bathroom renovations.

[6] the building fee permit shall be reduced by \$300, or waived, whichever is lesser, for a new construction of single-family dwellings in which the applicant opts to incorporate the following universal design "basic access" features:

[a] At least one step-less entrance to the dwelling, which may be located at any entrance (front, rear, side or garage);

[b] First-floor doors with at least 32 inch clear passage;

[c] First-floor bathroom (half-bath or more) that allows for full entry of wheelchair with the ability to close the door, with reinforcements between wall studs (commonly called "blocking") to allow for future installation of grab bars.

(~~57~~) Mercantile, business and office buildings, garages and service stations, places of public assembly, assembly halls and clubhouses: main story, \$80 per square foot; additional stories, \$70 per square foot.

(~~68~~) Factory buildings and warehouses (finished types): main story, \$80 per square foot; additional stories, \$75 per square foot.

(~~79~~) Factory buildings and warehouses (unfinished types): main story, \$80 per square foot; additional stories, \$75 per square foot.

[10] The building permit fee shall be waived for all modifications to commercial buildings or places of public accommodation related to removing architectural barriers to access and improving access for persons with mobility impairments, including, but not limited to, ramps and bathroom renovations.

(~~811~~) Foundation only: \$60 per linear foot.

(~~912~~) The fee for a permit to demolish a building shall be \$60 for a small building up to 1,000 square feet and \$95 for a large building of more than 1,000 square feet.

(~~1013~~) The fee for a duplicate certificate of occupancy shall be \$150, and letters of preexisting use and inspection above the maximum shall be \$150 each.

(~~1114~~) The fee for a renewal permit shall be 75% of the original fee paid. The fee must be paid within 30 days of the expiration date.

(~~1215~~) The fee to move a building to a new location: 50% of the fee computed in accordance with Subsection C above.

(~~1316~~) All fees paid pursuant to this section are nonrefundable.

[Added 12-2-2003 by L.L. No. 27-2003]

~~DE~~. Agricultural buildings. EN [Added 3-7-2006 by L.L. No. 12-2006]

Dated: Riverhead, New York
June 6, 2006

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

BARBARA GRATTAN, Town Clerk

6/6/06

Adopted

TOWN OF RIVERHEAD

Resolution # 552

AUTHORIZES TOWN CLERK TO POST AND PUBLISH PUBLIC NOTICE FOR PUBLIC HEARING REGARDING A LOCAL LAW TO AMEND CHAPTER 92 (STREETS AND SIDEWALKS) OF THE RIVERHEAD TOWN CODE

COUNCILMAN BARTUNEK offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI:

RESOLVED, that the Town Clerk be and is hereby authorized to post and publish the attached public notice to consider a local law to amend Chapter 92 entitled, "Streets and Sidewalks" of the Riverhead Town Code once in the June 15, 2006 issue of News Review, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and be it further

RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to the Highway Department, the Sewer District, the Water District; the Office of the Town Attorney, and the Office of Accounting.

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held on the 5th day of July 2006 at 7:25 pm, at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to hear all interested persons to consider a local law to amend Chapter 92 entitled "Streets and Sidewalks" of the Riverhead Town Code as follows:

ARTICLE I, Alterations and Excavations [Adopted 4-20-1971 as Ord. No. 42]

§ 92-1. ~~Written consent~~ Permit required.

No person, firm or corporation shall change or alter the grade of any public highway or any sidewalk, or disturb, break, mar, injure, remove or deface or cause to be disturbed, broken, marred, injured, removed or defaced the surface of any part of any public highway, street, road, sidewalk, sidepath, passway or easement or any other public way of the Town of Riverhead or maintained by it, in any manner whatsoever, without having first obtained ~~the written consent of the Town Board~~ a permit from the Superintendent of Highways. ~~The Town Board Superintendent of Highways~~ shall refer all applications to the Superintendent of Highways, ~~the Superintendent of the Sewer District and the Superintendent of the Water District~~, and if the proposed alteration is in a sewer and/or water district, the written consent of the Superintendent of said Sewer and/or Water District shall be obtained by the ~~Town Board~~ Superintendent of Highways before granting approval.

§ 92-2. Sufficient indemnity required.

~~The Town Board Superintendent of Highways shall not give written consent that any act or acts be performed~~ issue a permit as set forth in § 92-1 unless there shall have been furnished by the applicant a sufficient liability insurance policy as determined by the Town Board; and said liability insurance policy shall be for a reasonable amount evidence that the Town has been named as a primary insured under an insurance policy extending coverage for any losses, including bodily, property or commercial injury caused by or attributable to the work performed by the applicant, in the amount of \$1,000,000 per occurrence and \$2,000,000 general aggregate. The policy is to include coverage for explosion, collapse and underground hazards (XCU coverage), and such insurance coverage is to be written by an insurance company authorized to do business in the State of New York, and may cover one (1) or more of the acts specified in § 92-1 of this Article and personal injury and/or wrongful death to any person resulting directly or indirectly from the acts set forth in § 92-1. Said liability insurance policy may cover any period of time necessary to include the accomplishment of one (1) or more of the aforesaid acts, as shall be determined by the Town Board Superintendent of Highways. The approval of the Town Board as to amount, form, manner of execution and sufficiency of said liability insurance policy shall be endorsed on said liability insurance policy before it shall

~~be filed in the Town Clerk's office, and said liability insurance policy shall be filed before said consent shall be effective.~~

§ 92-3. Applications.

Any person desiring a permit shall make application to the Superintendent, upon forms to be provided by him, which application shall set forth the following:

- A. The name and address of the applicant.
- B. A reasonably adequate description of the proposed work and the reason therefor, including a description of the location of the proposed work.
- C. A statement as to the time when such work will be commenced and an estimate of the time when such work shall be fully completed and the highway restored to its previous condition as nearly as may be feasible.
- D. A time schedule showing when various portions of the work will be done.
- E. A reference to the legal authority of the applicant to perform the proposed work in the public highway.
- F. An estimate of the cost of the proposed work, including such detail as may be specified by the Superintendent.
- G. Such other information as the superintendent shall deem pertinent to effectuate the purposes of this article.

§ 92-4. Bonds.

- A. No permit shall be issued to any applicant until the applicant has posted with the Superintendent a surety bond or certified check in such amount the Superintendent may determine necessary to cover the probable expense to the Town of replacement by the Town of any highway to its former condition and to guarantee the performance by the applicant of any of the conditions contained in the permit and compliance with this article.
- B. The above bond requirements shall include provision or maintenance by way of a maintenance bond, which bond shall have a duration of two years from the date of completion of the work under the permit, in case of all excavations with a depth of 18 inches or less, and a duration of three years from the date of the completion of the work under the permit for all excavations with a depth greater than 18 inches.

§ 92-5. Fees.

Each application for a permit hereunder shall be accompanied by a fee, to be paid to the Town Clerk of the Town of Riverhead prior to the issuance of the permit. Application fees and fees for permits issued pursuant to this article shall be set as follows:

Utility Companies \$200.00

Residential hook-up \$50.00

§ 92-6. Notice to Public Utilities.

The Superintendent shall require any person making a highway excavation pursuant to permit granted hereunto to give written notice of such excavation to public service companies or municipal districts having lines, mains or other property in the streets, and no work shall be commenced or done under such permit until such requirement of notice has been fully complied with. Proof of mailing of such notice in the form of a sworn statement shall be filed with the application.

§ 92-7 Protective Measures.

Any person making an excavation pursuant to this article shall erect a suitable barrier or guard for the protection of persons using the streets or sidewalks and, in addition thereto, shall set up and maintain during the hours of darkness sufficient lights or flares or retroreflective barricades to properly illuminate or delineate the work area and shall also take all necessary precautions for the protection of the Town and of public service companies or municipal districts and adjoining property owners and others which might be endangered by such excavations or the work incident thereto and shall comply with all directions given by the Superintendent with respect to such barriers, lights, flares and protective measures.

§ 92-8 Permit Requirements.

A. Commencement of work. Work under the permit shall be commenced within 30 days from the date of permit and continued in an expeditious manner.

B. Construction.

- (1) When working on any Town road, no pavement cuts or trenches are to be left uncovered or unfilled overnight, except in emergencies, and in such cases adequate precautions must be exercised to protect traffic.
- (2) When working on any Town road, contractors must complete final backfilling (see Subsection E hereof) of any trench within 18 days from the day of opening.
- (3) All pipes or mains crossing highway pavements shall, wherever possible, be driven beneath the roadway without disturbance to the pavement. The point of driving shall not be less than five feet from the edge of pavement. Such crossover pipes shall, whenever possible, be enclosed in sleeves or larger pipes so that repairs or replacements may be made without further disturbance of the roadway pavement.
- (4) If the boring method in the driving of crossover pipes is found to be impracticable, the Superintendent shall be consulted to determine the manner of placing the pipe by the open-cut method. This request is to be made in writing to the Superintendent and may be granted upon such conditions as deemed necessary and proper under the circumstances.

C. Excavations; method and type of opening.

- (1) Openings in concrete roads shall have a minimum width of five feet.
 - (2) No roads are to be tunneled, but pipe may be driven or trenched across.
 - (3) All openings are to be made either by pinwheel trenching machine or saw cutting, as specified in the permit.
- D. Restoration of excavation; temporary patching. Upon completion of the final backfilling, if final pavement replacing is not to be accomplished within 20 days from day of opening, then the trench will be brought to within two inches of road level and then paved with two inches of asphaltic concrete within 20 days of opening, which shall be placed as a temporary surface in any pavement opening and shall be maintained to the same grade as adjacent pavement.
- E. Procedure for final backfilling. Clean fill will be used, and the trench shall be compacted in twelve-inch lifts with either vibratory soil compactors or by suitable hydraulic compaction by water jetting at three-foot intervals.
- F. Final pavement replacing.
- (1) Concrete. Minimum size replacements in concrete or asphalt on concrete base shall be 10 feet by 10 feet, or as directed. In all cases, if the ten-foot-by-ten-foot replacement is within five feet of a joint, the replacement must extend to the joint. Concrete openings shall be saw cut, and the mix shall be high early, New York State Specifications Class F, latest revision.
 - (2) Asphalt. The trench shall be compacted to within four inches of the road surface. The existing asphalt surface shall then be cut back at least 12 inches on either side of the undisturbed subgrade. At the discretion of the Superintendent, the contact surfaces, the patched surface and/or adjacent pavement edges shall be painted and sealed with approved bituminous and/or bluestone material before or after placing the course of asphalt, which shall be four inches of New York State Specification 6F hot plant mix. This course shall be rolled with an eight-to-ten-ton roller and surface variations in excess of 1/4 inch shall be eliminated or the pavement relaid.
 - (3) If temporary patching is not accomplished, final pavement must be completed within 20 days of opening. If temporary patching is accomplished as specified, then final pavement replacing must be completed within 30 days of temporary patching or within such additional time as may be authorized by the Superintendent, at his discretion, upon application.
- G. Shoulder areas. If the trenchwork is in the earthen shoulder of the roadway, then proper compaction as outlined in Subsection E above will apply, with the addition of a covering of sod or grass seeding as specified by the superintendent.

H. Traffic control.

- (1) Maintenance and protection of traffic. Traffic is to be maintained at all times during the progress of this work. Adequate signs, barricades and lights, necessary to protect the public, shall be provided in accordance with the provisions of the New York State Manual of Uniform Traffic Control Devices. Flagmen to direct traffic shall be employed continuously during periods when only one-way traffic shall be maintained or when equipment is operated in the pavement area.
- (2) No construction material or equipment shall be left on the pavement after working hours, nor shall any construction equipment or materials be placed in any manner or location that will obstruct highway or railroad warning signs.
- (3) Barricades, whether sidewalk or roadway area, shall be prominently displayed. For police convenience the address and telephone number of twenty-four-hour availability of someone who will reestablish the same in an emergency shall be filed with the Town Police Department.
- (4) Access to adjacent properties shall be maintained.

I. Notification. The applicant will be responsible to notify the Superintendent 24 hours prior to street opening and closing.

J. Expiration date. The permit shall expire one year from the date of issue of the permit, unless a different expiration date has been specified by the Superintendent.

§ 92-9 Completion of Work.

The applicant shall notify the superintendent when work has been completed, after which an inspection will be made by the Superintendent or his duly authorized agent, and upon approval of the work, a release will be granted to the applicant. Until the granting of such a release, the applicant shall remain liable for proper guarding and protection as provided herein.

§ 92-10. Revocation.

The Superintendent, upon a finding that the issuance of a permit was illegal or unauthorized or that the applicant has failed to comply with any of the terms and conditions of the permit or of this article, may revoke the permit, and the applicant shall thereupon, with all reasonable speed, forthwith restore the highway to its former condition.

§ 92-11. Responsibility for damages; repair.

The person to whom such permit is issued shall be responsible for all damages caused to public utilities and shall, under the supervision of the Superintendent, replace any cracked or damaged sewer pipe or water main with new pipe and repair or replace damaged ditches, curbs, sidewalks or other improvements so

that they shall be in the same or better condition after the excavation as before the excavation.

§ 92-312. Separate offenses.

Each period of twenty-four (24) hours, that is, each calendar day, during which or any part of which any violation of this Article continues, shall constitute a separate violation hereof.

§ 92-413. Definitions.

As used in this Article, the following terms shall have the meanings indicated:

PERSON -- Includes any individual, firm, partnership or corporation.

§ 92-514. Action for damages.

The enactment hereof or any prosecution hereunder shall not be deemed to prevent or prohibit an action for the collection of damages or penalties by or on behalf of the Town of Riverhead, the Superintendent of Highways and/or the Superintendent of Sewer Districts and/or Water Districts.

§ 92-615. Penalties for offenses.

A violation of the foregoing shall be an offense punishable by a fine not exceeding five hundred dollars (\$500.) or by imprisonment not exceeding thirty (30) days, or by both such fine and imprisonment.

Dated: Riverhead, New York
June 6, 2006

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

BARBARA GRATTAN, Town Clerk

06/06/06

Adopted

TOWN OF RIVERHEAD

Resolution # 553

AUTHORIZES THE TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER A LOCAL LAW TO AMEND CHAPTER 108 ENTITLED, "ZONING" OF THE RIVERHEAD TOWN CODE (108-142 – Calverton Office Zoning Use District)

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

RESOLVED, the Town Clerk be and 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 June 15, 2006 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 to be posted on the sign board of the Town; and be it further

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

THE VOTE
Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no
THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY 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 200 Howell Avenue, Riverhead, New York on the 18th day of July, 2006 at 7:05 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code to provide for the Calverton Office Zoning Use District (CO) upon lands of the Town of Riverhead, such real property more particularly described as Suffolk County Tax Map Number 0600-135-1-7.33. A draft of the text of the CO district as well as a depiction of the proposed amendments to the Town of Riverhead Zoning Use District map may be inspected at the office of the Town Clerk beginning July 7, 2006 between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday.

Dated: Riverhead, New York
June 6, 2006

BY ORDER OF THE TOWN CLERK
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

June 6, 2006

Adopted

TOWN OF RIVERHEAD

Resolution # 554

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING – SPECIAL USE PERMIT OF WULFORST FARMS (THE BAITING HOLLOW CLUB)

COUNCILMAN DUNLEAVY

_____ offered the following resolution which was seconded by _____ COUNCILWOMAN BLASS

WHEREAS, the Town Board of the Town of Riverhead is in receipt of a special permit petition from Wulforst Farms, LLC (The Baiting Hollow Club) pursuant to Section 108-20.2 (B)(5) and Article XXVIA of the Riverhead Town Code to construct a clubhouse and related improvements in support of an existing golf course on a 143.23 acre parcel zoned Residence A-80 located at Sound Avenue and Warner Drive, Baiting Hollow; such property more particularly described as Suffolk County Tax Map Number 0600-40-2-6./3 & p/o 10, and

WHEREAS, the Riverhead Town Board by resolution #109 of 2006 declared themselves Lead Agency, and

WHEREAS, the Town Board has referred the petition to the Riverhead Planning Board for its report and recommendation; such Planning Board recommending the granting of the special permit with conditions, and

WHEREAS, the Town Board desires to hold a public hearing on this matter at this time, now

THEREFORE BE IT

RESOLVED, that the Town Clerk be authorized to publish and post the attached notice of public hearing in the official newspaper of the Town of Riverhead.

RH/planning

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
 Blass yes ___ no Dersieski yes ___ no
 Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
 THEREFORE DULY ADOPTED

**TOWN OF RIVERHEAD
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE, that a public hearing will be held on the 5th day of July, 2006 at 7:40 o'clock p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York to consider the special use permit petition of Wulforst Farms, LLC (Baiting Hollow Club) to allow the construction of a golf clubhouse and related improvements upon real property located at Sound Avenue, Baiting Hollow, New York; such real property more particularly described as Suffolk County Tax Map Parcel Number 0600-0600-40-2-6.3 and p/o 10.

DATED: June 6, 2006
Riverhead, New York

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, TOWN CLERK

Adopted

6/6/06

TOWN OF RIVERHEAD

Resolution # 555

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 (COMMERCIAL DISTRICTS SCHEDULE OF DIMENSIONAL REGULATIONS)

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

RESOLVED, the Town Clerk be and 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 June 15, 2006 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 amendment to be posted on the sign board of the Town; and be it further

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

THE VOTE
Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no
THE RESOLUTION ~~WAS~~ WAS ___ WAS NOT
THEREFORE DULY 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 200 Howell Avenue, Riverhead, New York on the 5th day of July, 2006 at 7:45 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code (Commercial Districts Schedule of Dimensional Regulations) as follows:

ZONING
108 Attachment -
Town of Riverhead
Commercial Districts Schedule of Dimensional Regulations
Amended 10-5-2004, 10-12-2004, 10-21-2004, 11-3-2004, 11-16-2004 by L.L. Nos. - 2004

Zoning Use District	Min. lot area (square feet)	Min. lot width at front street (feet)	Building lot coverage (footprint)				Floor area ratio (FAR)				Side yards, interior lots				Side yards, corner lots			
			Maximum without sewer (%)	Maximum with sewer (%)	Transfer of Development Rights (%)	Maximum impervious surface (%)	Maximum without sewer	Maximum with sewer	Maximum with sewer	Transfer of Development Rights	Minimum front yard depth (feet)	Min. depth for each side (feet)	Min. combined depth for 2 sides (feet)	Minimum front yard depth (feet)	Min. depth for 2 facing side streets (feet)	Min. combined depth for 2 rear yard sides (feet)	Minimum rear yard depth (feet)	
Downtown Center 1: Main Street (DC-1)	5,000	50	NA	80 (N12)	100	100	60 (N1)(N2)	NA	4.0(N13)	5.00	0	0	0	0	0	NA	0	
Downtown Center 2: Waterfront (DC-2)	5,000	50	NA	35	NA	50	35	NA	1.25	NA	15	15	30	15	NA	100		
Downtown Center 3: Office (DC-3)	5,000	50	NA	50(N12)	NA	80	35	NA	1.5(N13)	NA	15 (N3)	10	20	10	NA	25		
Downtown Center 4: Office / Residential Transition (DC-4)	5,000	50	NA	35	NA	60	35	NA	1.00	NA	15 (N3)	10	20	10	NA	25		
Downtown Center 5: Residential (DC-5)	5,000	50	NA	35	NA	60	35	NA	0.70	NA	15 (N3)	10	20	10	NA	25		
Hanlet Center (HC)	5,000	50	35	35	NA	60	35	0.50	0.50	NA	25	15	30	25	50	25		
Village Center (VC)	5,000	50	80	80	NA	100	35	1.00	1.00	NA	10	0	0	10	20	25		
Business Center (BC)	20,000	100	15	20	30	75	35 (N6)	0.15	0.20	0.60	50 (N4)	15	30	25	40	25		
Shopping Center (SC)	40,000	200	15	20	30	75	35	0.15	0.20	0.30	50 (N4)	25	50	25	50	50		
Destination Retail Center (DRC) (N4H)	40,000	200	10	15	30	75	35 (N6)	0.10	0.20	0.60	50 (N5)	25	50	25	50	50		
Commercial/Residential Campus (CRC) (N7) (N8) (N11)	40,000	200	20	25	NA	60	35	0.20	0.50	NA	30	15	30	25	40	50		
Rural Corridor (RLC)	40,000	200	10	10	NA	25	35	0.10 (N9)	0.10	NA	50	25	50	50	100	50		
Business CR	40,000	200	15	15	NA	75	35	0.20	0.20	NA	30	25	50	30	60	25		
Tourism/Resort Campus (TRC)	80,000	200	8	NA	NA	25	35 (N10)	0.15	NA	NA	100	30	60	100	NA	100		
Industrial A (IA)	80,000	300	40	40	NA	70	30	0.40	0.40	NA	100	50	100	50	100	75		
Manufacturers Outlet Center	120,000	200	10	20	30	75	35 (N6)	0.10	0.20	0.60	50 (N5)	25	50	25	50	50		

- NOTES:**
- N1: Maximum height for townhouse uses shall be thirty-five (35) feet.
 - N2: Not to exceed five (5) stories.
 - N3: Front porches may extend up to five (5) feet into the front yard, provided that they are at least five (5) feet back from the front property line.
 - N4: Thirty-five (35) feet of the front yard in the BC and SC Zoning Use District shall remain unoccupied as landscaped area with the exception of free-standing signs and access driveways.
 - N5: Fifty (50) feet of the front yard in the DRC Zoning Use District shall remain unoccupied as landscaped area with the exception of free-standing signs and access driveways.
 - N6: Preservation credits may be used to increase the height to fifty (50) feet.
 - N7: The minimum floor area of a townhouse shall be 900 square feet.
 - N8: Two-family residences shall require a lot of 40,000 square feet and shall employ the use of one (1) Preservation Credit for the second dwelling unit.
 - N9: The Floor Area Ratio (FAR) for retail stores or shops shall be calculated utilizing the footage along the major arterial highway to a depth of no more than 500 linear feet.
 - N10: Not to exceed two (2) stories.
 - N11: Residential yields shall be calculated at one (1) dwelling unit per 40,000 sq. ft. of lot area with the exception to meet the residential floor area ratio prescribed upon the redemption of one (1) transferred development credit per additional dwelling unit.
 - N12: Building lot coverage for townhouse use shall not exceed 7.5%.
 - N13: Floor area ratio for townhouse use shall not exceed .15.

Dated: Riverhead, New York
June 6, 2006

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

BARBARA GRATTAN, Town Clerk

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

6/6/06

Adopted

TOWN OF RIVERHEAD

Resolution # 556

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 (RESIDENCE DISTRICTS SCHEDULE OF DIMENSIONAL REGULATIONS)

COUNCILMAN DENSIESKI

_____ offered the following resolution, was seconded by

COUNCILMAN BARTUNEK

RESOLVED, the Town Clerk be and 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 June 15, 2006 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 amendment to be posted on the sign board of the Town; and be it further

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

THE VOTE

Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no

THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY 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 200 Howell Avenue, Riverhead, New York on the 18th day of July, 2005 at 7:10 o'clock p.m. to consider a local law to amend Chapter 108 entitled, "Zoning" of the Riverhead Town Code (Residence Districts Schedule of Dimensional Regulations) as follows:

Town of Riverhead
§ Residence Districts Schedule of Dimensional Regulations
Amended 6-22-2004 by L.T. No. 2004

Zoning Use District	Minimum lot area (square feet)	Minimum lot width (feet)	Maximum impervious surface (%)	Maximum height of residential buildings (feet)	Minimum front yard depth (feet)	Minimum either side yard width (feet)	Minimum both side yards, total width (feet)	Minimum side yard abutting side street (feet)	Minimum rear yard depth (feet)
Agricultural Protection (APZ) 3	80,000	175	15	35	60	30	65	60	75
Residence A-80 (RA-80) 3	80,000	175	15	35	60	30	65	60	75
Residence A-40 (RA-40)									
As-of-right subdivision	40,000	150	15	35	50	25	55	50	60
Workforce housing option ¹	20,000	100	15	35	40	10	25	40	40
Hamlet Residential (HR)	80,000	175	15	35	60	30	65	60	75
Residence B-80 (RB-80) 3	80,000	175	15	35	60	30	65	60	75
Residence B-40 (RB-40)	40,000	150	15	35	50	25	55	50	60
Retirement Community (RC)	15 acres ²	150	15	35	25	10	25	25	40

NOTES:

- ~~1 The workforce housing option allows an increased development yield of 50% provided that 66% of the total lots within the subdivision are reserved for workforce housing.~~
- ~~2 The workforce housing option allows an increased development yield of 50% provided that 66% of the total lots within the subdivision are reserved for workforce housing.~~
- ~~3 The workforce housing option allows an increased development yield of 100% provided that 100% of the increased development yield within the subdivision is reserved exclusively for workforce housing.~~
- ~~total lots within the subdivision are reserved for workforce housing.~~
- ~~2 The minimum parcel area to be considered for inclusion within the Residence RC Zoning Use District shall be fifteen (15) acres with development yield of one (1) unit per 40,000 square feet.~~
- ~~3 Agricultural worker housing development yields not to exceed (1) unit per 80,000 square feet of real property.~~

Dated: Riverhead, New York
June 6, 2006

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

BARBARA GRATTAN, Town Clerk

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

June 6, 2006

Adopted

TOWN OF RIVERHEAD

Resolution # 557

**AUTHORIZES THE TOWN CLERK TO PUBLISH AND POST
A HELP WANTED ADVERTISEMENT FOR SEASONAL TRAFFIC CONTROL
OFFICERS**

COUNCILMAN BARTUNEK

offered the following

resolution, which was seconded by

COUNCILMAN DUNLEAVY

BE IT RESOLVED, that the Town Clerk be and is hereby directed to publish the attached Help Wanted Advertisement in the June 15, 2006 issue of The News Review.

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

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

HELP WANTED

PLEASE TAKE NOTICE that the Town of Riverhead is seeking qualified individuals with clean valid driver's license to serve in the seasonal position of Traffic Control Officer June – Sept. Applications are to be submitted to the Accounting Department, 200 Howell Avenue, Riverhead, NY. No applications will be accepted after 4:00pm on June 23, 2006. EOE.

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

June 6, 2006

Adopted

TOWN OF RIVERHEAD

RESOLUTION NO. 558

AUTHORIZES TOWN CLERK TO POST AND PUBLISH THE ATTACHED NOTICE TO BIDDERS FOR A CONCRETE FOUNDATION AND PREFABRICATED CANVAS BUILDING SYSTEM AND INTERIOR ASPHALT PAVING FOR HIGHWAY DEPARTMENT SALT STORAGE BUILDING

COUNCILMAN DUNLEAVY offered the following resolution which was seconded by COUNCILMAN BARTUNEK

WHEREAS, the Town Board adopted on May 16, 2006 a Notice to Bidders for the posting and publishing of the Concrete Foundation and Prefabricated Canvas Building System and Interior Asphalt Paving to the Highway Department Salt Storage Building; and

WHEREAS, the dates for available plans and specifications must be changed due to the delay in the issuance of the Suffolk County Health Department Permit.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board be and does hereby rescind Town Board Resolution No. 473; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached Notice to Bidders in the June 15, 2006 issue of the official Town newspaper or by visiting the Town of Riverhead website: www.riverheadli.com and click on Bid Requests for the Highway Department Salt Storage Building; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Kenneth Testa, P.E., Christine Fetten, P.E., Mark Kwasna and the Office of Accounting.

THE VOTE

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

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

TOWN OF RIVERHEAD
NOTICE TO BIDDERS

Sealed proposals for a Highway Department Salt Storage Building including concrete foundation, prefabricated canvas building system and interior asphalt paving will be received by the Town of Riverhead at the Office of the Town Clerk, Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York until 11:00 am on June 30, 2006 at which time they will be publicly opened and read aloud.

Plans and specifications may be examined and/or obtained on or about June 16, 2006 at the Office of the Town Clerk between the hours of 8:30 am and 4:30 pm weekdays, except holidays.

Each proposal must be submitted on the form provided in a sealed envelope clearly marked "Highway Department Salt Storage Building" and must be accompanied by a bid surety as stated in the Instructions to Bidders.

The Town of Riverhead reserves the right to reject any and all bids.

BY ORDER OF THE RIVERHEAD TOWN BOARD
Barbara A. Grattan, Town Clerk
Riverhead, New York 11901

Dated: May 16, 2006

DUNLEAVY _____ YES _____ NO BARTUNEK _____ YES _____ NO

BLASS _____ YES _____ NO DENSIESKI _____ YES _____ NO

CARDINALE _____ YES _____ NO

THIS RESOLUTION _____ IS _____ IS NOT
DECLARED DULY ADOPTED

JUNE 6, 2006

Adopted

TOWN OF RIVERHEAD

Resolution # 559

AUTHORIZATION TO PUBLISH ADVERTISEMENT FOR 2006 OR 2007 DUMP TRUCK WITH POWER LIFT GATE AND SNOWPLOW PACKAGE FOR USE BY THE TOWN OF RIVERHEAD

COUNCILMAN BARTUNEK offered the following resolution,

which was seconded by COUNCILMAN DENSIESKI

WHEREAS, the Town Clerk is authorized to publish and post a notice to bidders for proposals for YEAR 2006 OR 2007 DUMP TRUCK WITH POWER LIFT GATE AND SNOWPLOW PACKAGE FOR USE BY THE TOWN OF RIVERHEAD and;

BE IT RESOLVED, the Town Clerk is hereby authorized to publish and post the following public notice in the JUNE 15, 2006 issue of the News Review and;

BE IT RESOLVED, that the Town Clerk be, and hereby is, authorized to forward a copy of this resolution to the Sewer District and the Purchasing Department.

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

The Resolution Was Was Not

Thereupon Duly Declared Adopted

TOWN OF RIVERHEAD

NOTICE TO BIDDERS

Sealed bids for the purchase of 2006 OR 2007 DUMP TRUCK WITH POWER LIFT GATE AND SNOWPLOW PACKAGE for use by the TOWN OF RIVERHEAD will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until 11:05 a.m. on JUNE 22, 2006.

Bid packets, including Specifications, may be obtained on line on our website @ www.riverheadli.com or at the Town Clerk's office at Town Hall Monday through Friday between the hours of 8:30 a.m. and 4:30 p.m.

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

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

All bids are to be submitted to the Town Clerk's Office in a sealed envelope bearing the designation BIDS FOR 2006 OR 2007 DUMP TRUCK WITH POWER LIFT GATE AND SNOWPLOW PACKAGE.

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

Barbara Grattan, Town Clerk

6/6/06

Adopted

**AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS
TRANSMISSION IMPROVEMENTS
CONTRACTS G & E, GENERAL AND ELECTRICAL
RIVERHEAD WATER DISTRICT**

Adopted _____

Resolution # 560

Councilperson COUNCILMAN DENSIESKI offered the following resolution
which was seconded by Councilperson COUNCILWOMAN BLASS

RESOLVED, that the town Clerk be and is hereby authorized to publish and post the attached Notice of Bidders in the June 15, 2006, edition of the The News Review, with regard to receiving bids for transmission improvements, Contracts G & E, General and Electrical, for the Riverhead Water District, and be it further

RESOLVED, that the town Clerk shall forward certified copies of this resolution to Gary Pendzick, H2M, and Frank Isler, Esq.

THIS RESOLUTION PREPARED BY FRANK A. ISLER FOR THE RIVERHEAD WATER DISTRICT

THE VOTE

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

THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

H2M

NOTICE TO BIDDERS

The Town Board of Riverhead will receive bids for the "Transmission *Improvements at Sound Avenue & Various Locations*" for the Riverhead Water District at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, New York 11901, until **11:00 A.M.**, on **Thursday, July 6, 2006**, at which time and place all bids will be publicly opened and read aloud for:

PROJECT NO.: RDWD 06-01,
TRANSMISSION IMPROVEMENTS AT SOUND AVENUE & VARIOUS LOCATIONS –
CONTRACTS 'G' & 'E'

Plans and specifications may be examined and obtained on or after *June 15, 2006* at the Office of the Town Clerk between the hours of 8:30 A.M. and 4:30 P.M. weekdays, except holidays or by visiting the Town of Riverhead website: www.riverheadli.com and click on "Bid Requests".

Each proposal must be accompanied by a bid bond in the amount of five percent (5%) of the total bid, or a certified check made payable to the TOWN OF RIVERHEAD as assurance that the bid is made in good faith.

The right is reserved to reject any or all bids, to waive any informalities, and to accept the lowest responsible bid.

BY ORDER OF THE TOWN BOARD
TOWN OF RIVERHEAD
SUFFOLK COUNTY, NEW YORK

ACTING AS THE GOVERNING BODY
OF THE RIVERHEAD WATER DISTRICT

BARBARA GRATTAN, TOWN CLERK

DATED: June 15, 2006

June 6, 2006

Adopted

TOWN OF RIVERHEAD

AUTHORIZATION TO JUNK FIXED ASSETS

RESOLUTION # 561

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

WHEREAS, after careful consideration, the Accounting Department has made a recommendation that this equipment has no residual value and should be junked and taken off the inventory listing. The Accounting Department hereby requests that the Town Board excess this property so that it may be removed from the records.

NOW, THEREFORE BE IT RESOLVED that the Accounting Department is hereby authorized to discard the following items:

<u>Tag #</u>	<u>Description</u>	<u>Tag #</u>	<u>Description</u>
4391	Black Square Table	10222	Ex- Mark Lawn Mower
26351	Digital Camera	73815	Sand Spreader
21543	Paper Shredder	7160	Sand Spreader
7161	Sand Spreader	26473	UPS
23404	Dell Opdiplex GX110	22533	CPU
25819	Mouse	22875	CPU
25980	Mouse	22210	CPU
23701	Dell docking station	20999	Keyboard
26035	Speaker	21942	Keyboard
26034	Speaker	24165	Keyboard
26033	Subwoofer	24331	Keyboard
21858	Keyboard	23224	Mouse
23152	Mouse	24312	Mouse
22370	Mouse	23222	Mouse
25903	Keyboard	22598	Mouse
23657	Monitor	23298	Monitor
24299	Monitor	23332	Monitor
24775	HP inkjet printer	23226	HP2000 Printer

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

TOWN OF RIVERHEAD

Resolution # 562

ACCEPTS A DONATION OF A 1946 CLASSIC BAYMEN'S CLAM BOAT FOR A "BAYMEN'S HERITAGE PROJECT" PECONIC RIVERFRONT DISPLAY

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

WHEREAS, the Town Board of the Town of Riverhead promotes educational tourist attractions in the downtown riverfront area; and

WHEREAS, ship graveyards have become popular educational tourist attractions; and

WHEREAS, local area resident, Duane Lewin of Aquebogue, has donated a 1946 classic baymen's clam boat to the Town of Riverhead; and

WHEREAS, said vessel will be used for a Peconic Riverfront educational tourist display entitled "Baymen's Heritage Project" to be located between the Town docks and the Atlantis Marine World property; and

WHEREAS, the "Baymen's Heritage Project" will utilize all-volunteer labor at no cost to the taxpayers of the Town of Riverhead to include decommissioning of the vessel and educational storyboard displays donated by Atlantis Marine World of Riverhead; and

WHEREAS, said volunteers will be responsible for placement safe installation of vessel.

NOW THEREFORE, BE IT

RESOLVED, that the Town of Riverhead accepts the donation of a 1946 classic baymen's clam boat for the "Baymen's Heritage Project" Peconic Riverfront display.

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this Resolution to the Riverhead Town Board, Gary Joyce, Duane Lewin, Bryan DeLuca, Director of Atlantis Marine World and the Office of Accounting.

THE VOTE

DUNLEAVY	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	BARTUNEK	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO
BLOSS	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO	DENSIESKI	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO
CARDINALE	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO					

THIS RESOLUTION IS IS NOT DECLARED DULY ADOPTED

**BOND RESOLUTION
(SUBJECT TO PERMISSIVE REFERENDUM)**

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, in Riverhead, New York, on the 6th day of June, 2006, at 7:00o'clock P.M., Prevailing Time.

The meeting was called to order by _____, and upon roll being called, the following were

PRESENT:

ABSENT:

The following resolution was offered by COUNCILWOMAN BLASS, who moved its adoption, seconded by COUNCILMAN DUNLEAVY, to-wit:

THE VOTE
Dunleavy yes ___ no Bartunek yes ___ no
Blass yes ___ no Densieski yes ___ no
Cardinale yes ___ no
THE RESOLUTION WAS ___ WAS NOT
THEREFORE DULY ADOPTED

BOND RESOLUTION DATED JUNE 6, 2006.

A RESOLUTION AUTHORIZING THE CONSTRUCTION OF ROAD IMPROVEMENTS INCLUDING A ROUNDABOUT AT HORTON AVENUE, OSBORNE AVENUE AND MIDDLE ROAD IN AND FOR THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$551,000 AND AUTHORIZING, **SUBJECT TO PERMISSIVE REFERENDUM**, THE ISSUANCE OF \$551,000 BONDS OF SAID TOWN TO PAY THE COST THEREOF.

WHEREAS, all conditions precedent to the financing of the capital projects hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; NOW, THEREFORE,

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. The construction of road improvements, including a roundabout at Horton Avenue, Osborne Avenue and Middle Road in and for the Town of Riverhead, Suffolk County, New York, including drainage, sidewalks, curbs, gutters, landscaping, grading or improving rights-of-way, as well as and other incidental improvements and expenses in connection therewith, is hereby authorized, at a maximum estimated cost of \$551,000.

Section 2. The plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$551,000 bonds of said Town, hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law; **PROVIDED, HOWEVER**, that to the extent that any Federal grants-in-aid are received for such class of objects or purposes, the amount of bonds to be issued pursuant to this resolution shall be reduced dollar for dollar.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized **will exceed five years.**

Section 4. The faith and credit of said Town of Riverhead, Suffolk County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. Upon this resolution taking effect, the same shall be published in full or in summary form in the *News Review*, which is hereby designated as the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. **THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE REFERENDUM.**

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

_____ VOTING _____

The resolution was thereupon declared duly adopted.

* * * * *

Adopted

RESOLUTION # 564		ABSTRACT #06-20 MAY 18, 2006 (TBM 6/06/06)			
COUNCILMAN DENSIESKI offered the following Resolution which was seconded by					
COUNCILMAN BARTUNEK					
FUND NAME		CD-5/12/06	CHECKRUN TOTALS	GRAND TOTALS	
GENERAL FUND	1	\$ 11,000,000.00	\$ 283,885.15	\$ 11,283,885.15	
PAL	4	\$ 30,000.00		\$ 30,000.00	
TEEN CENTER	5	\$ 15,000.00		\$ 15,000.00	
RECREATION PROGRAM FUND	6	\$ 125,000.00	\$ 650.00	\$ 125,650.00	
SR NUTRITION SITE COUNCIL	7	\$ 5,000.00		\$ 5,000.00	
DARE PROGRAM	8	\$ 1,800.00		\$ 1,800.00	
CHILD CARE CENTER BUILDING FUN	9	\$ 100,000.00	\$ 330.00	\$ 100,330.00	
TN BOARD SPECIAL PROGRAM	24	\$ 9,000.00		\$ 9,000.00	
SRS DAYCARE BUILDING FUND	27	\$ 22,000.00		\$ 22,000.00	
EDZ FUND	30	\$ 35,000.00		\$ 35,000.00	
HIGHWAY FUND	111	\$ 1,450,000.00	\$ 101,948.91	\$ 1,551,948.91	
WATER DISTRICT	112	\$ 850,000.00	\$ 14,699.66	\$ 864,699.66	
REPAIR & MAINTENANCE	113	\$ 850,000.00		\$ 850,000.00	
RIVERHEAD SEWER DISTRICT	114	\$ 2,300,000.00	\$ 25,172.80	\$ 2,325,172.80	
REFUSE & GARBAGE COLLECTION	115	\$ 500,000.00	\$ 2,619.54	\$ 502,619.54	
STREET LIGHTING DISTRICT	116	\$ 500,000.00	\$ 142.40	\$ 500,142.40	
PUBLIC PARKING DISTRICT	117	\$ 50,000.00	\$ 419.70	\$ 50,419.70	
BUSINESS IMPROVEMENT DISTRICT	118	\$ 9,000.00		\$ 9,000.00	
AMBULANCE DISTRICT	120	\$ 225,000.00	\$ 1,089.26	\$ 226,089.26	
EAST CREEK DOCKING FACILITY FU	122	\$ 125,000.00	\$ 19.10	\$ 125,019.10	
CALVERTON SEWER DISTRICT	124	\$ 230,000.00	\$ 1,816.36	\$ 231,816.36	
RIVERHEAD SCAVANGER WASTE DIST	128	\$ 1,050,000.00	\$ 4,995.12	\$ 1,054,995.12	
SEWER DISTRICT FUND	130	\$ 400,000.00		\$ 400,000.00	
WORKERS' COMPENSATION FUND	173	\$ 1,200,000.00	\$ 2,779.84	\$ 1,202,779.84	
RISK RETENTION FUND	175	\$ 60,000.00	\$ 849.38	\$ 60,849.38	
UNEMPLOYMENT INSURANCE FUND	176	\$ 45,000.00		\$ 45,000.00	
CDBG CONSORTIUM ACOUNT	181		\$ 627.00	\$ 627.00	
PUBLIC PARKING DEBT SERVICE	381	\$ 30,000.00	\$ 2,500.00	\$ 32,500.00	
SEWER DISTRICTS DEBT SERVICE	382	\$ 55,000.00	\$ 7,000.00	\$ 62,000.00	
WATER DISTRICT DEBT SERVICE	383	\$ 535,000.00	\$ 20,000.00	\$ 555,000.00	
GENERAL FUND DEBT SERVICE	384	\$ 6,620,000.00	\$ 14,379.40	\$ 6,634,379.40	
SCAVANGER WASTE DISTRICT DEBT	385	\$ 42,500.00	\$ 15,000.00	\$ 57,500.00	
SUFFOLK THEATER DEBT	386	\$ 550,000.00		\$ 550,000.00	
TOWN HALL CAPITAL PROJECTS	406		\$ 1,544,934.56	\$ 1,544,934.56	
MUNICIPAL FUEL FUND	625		\$ 2,794.32	\$ 2,794.32	
MUNICIPAL GARAGE FUND	626		\$ 8,972.09	\$ 8,972.09	
TRUST & AGENCY	735		\$ 5,106,475.34	\$ 5,106,475.34	
SPECIAL TRUST	736	\$ 325,000.00		\$ 325,000.00	
COMMUNITY PRESERVATION FUND	737	\$ 1,100,000.00	\$ 7,500.00	\$ 1,107,500.00	
CDA-CALVERTON	914	\$ 175,000.00		\$ 175,000.00	
TOTAL ALL FUNDS		\$ 30,619,300.00	\$ 7,171,599.93	\$ 37,790,899.93	

THE VOTE

Dunleavy ___ yes ___ no Bartunek ___ yes ___ no
 Blass ___ yes ___ no Densieski ___ yes ___ no
 Cardinale ___ yes ___ no

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

6/6/06

Town of Riverhead

Adopted

Resolution # 565

CALVERTON RECREATIONAL PARK BUDGET ADJUSTMENT

COUNCILWOMAN BLASS

_____ offered the following resolution, which was

seconded by **COUNCILMAN BARTUNEK** _____.

WHEREAS, the Town Board by Resolution #114 of 2/3/04 adopted a budget for the Calverton Recreational Park Project in the amount of \$700,000; and

WHEREAS, the Town Board by Resolution #1175 of 12/20/05 adopted a budget adjustment in the amount of \$3,760,000, supported by a bond authorization in the total amount of \$4,395,000 authorized by Resolution #839 of 9/7/05; and

WHEREAS, the Town Board determined by Resolution #340 of 4/18/06 to increase the bond authorization by \$1,100,000 for the addition of multi-purpose fields; and

WHEREAS, the time period for objection has passed.

THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the following budget adjustment to allocate the \$1.1m authorized by the bond resolution of 4/18/06 to the project costs:

406.095710.494200.70015 Serial Bond Proceeds

406.071100.523040.70015 Multipurpose Field Construction	\$995,000
406.071100.547900.70015 Contingency	\$ 75,000
406.071100.543650.70015 Engineering/Architectural	\$ 30,000

BE IT FURTHER RESOLVED, that the Town Clerk shall provide a copy of this resolution to the Accounting Department and the Community Development Agency.

THE VOTE

Dunleavy yes no Bartunek yes no
 Blass yes no Densieski yes no
 Cardinale yes no

THE RESOLUTION WAS WAS NOT
 THEREFORE DULY ADOPTED

JUNE 6, 2006

Adopted

TOWN OF RIVERHEAD

SEWER DISTRICT

BUDGET ADJUSTMENT

RESOLUTION # 566

COUNCILMAN DUNLEAVY

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

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

		<u>FROM</u>	<u>TO</u>
114.000000.390599	Appropriated Fund Balance	\$48,000.00	
114.081300.541103	Pump Station Maintenance		\$48,000.00

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

JUNE 6, 2006

Adopted

TOWN OF RIVERHEAD

SEWER DISTRICT

BUDGET ADJUSTMENT

RESOLUTION #567

COUNCILMAN DENSIESKI

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

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

		<u>FROM</u>	<u>TO</u>
406.092801.482130.20023	Sewer De-nitrification Reserve	\$80,000.00	
406.081300.543504.20023	Professional Services Engineering -Sewer		\$80,000.00

THE VOTE

Dunleavy Yes No

Bartunek Yes No

Blass Yes No

Densieski Yes No

Cardinale Yes No

Adopted

June 6, 2006

TOWN OF RIVERHEAD

Resolution # 569

AUTHORIZES THE SUPERVISOR TO EXECUTE A RETAINER AGREEMENT WITH LAMB & BARNOSKY, ESQS (R. Zuckerman, Esq.)

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

WHEREAS, the Town Board wishes to retain labor counsel, and

WHEREAS, Richard K. Zuckerman, Esq. of Lamb and Barnosky, Esqs., is an attorney specializing in labor law,

NOW, THEREFORE, BE IT,

RESOLVED, that Town Board hereby authorizes the Supervisor to execute the attached retainer agreement with Lamb & Barnosky, LLP, and be it further

RESOLVED, that the Town Clerk is hereby directed to send a copy of this resolution to Richard K. Zuckerman, Esq./Lamb & Barnosky, Esqs., the Office of Accounting and the Office of the Town Attorney.

THE VOTE
Dunleavy yes no Bartunek yes no
Blass yes no Densieski yes no
Cardinale yes no
THE RESOLUTION WAS WAS NOT
THEREFORE DULY ADOPTED

June 2, 2006

Hon. Phil Cardinale
Town Supervisor
Town of Riverhead
200 Howell Avenue
Riverhead, New York 19010

Re: Retainer Agreement

Dear Supervisor Cardinale:

Thank you for your and the Town's interest in retaining Lamb & Barnosky, LLP. This letter will confirm the scope and terms of our representation and will ensure that we have a clear understanding of these matters from the outset.

SCOPE OF REPRESENTATION

The scope of this representation will include representation as special counsel for all labor and employment matters for the period June 1, 2006 through May 31, 2009.

FEES AND COSTS

Our fees for services will be based upon a variety of facts, including the time and labor involved; the difficulty of the questions and the skill required to perform those services properly; time limitations imposed either by the Town or by the circumstances; the nature and length of the professional relationship between us; and the experience of the lawyers assigned to do the work. The hourly billing rates for attorneys and paralegals in our firm vary and are re-adjusted periodically. Our current fee schedule is enclosed.

Notwithstanding this fee schedule, we have agreed to a retainer arrangement that will include our professional services on all labor and employment matters on which we are consulted pertaining, including collective bargaining negotiations with the PBA, SOA and CSEA units, but exclusive of administrative hearings, arbitrations and other litigation, personnel matters involving individual employees, and investigations. The fee for this retainer shall be \$25,000 per year for the period June 1, 2006 – May 31, 2007; \$26,000 per year for the period June 1, 2007 – May 31, 2008; and \$27,000 per year for the period June 1, 2008 – May 31, 2009; payable in equal advance quarterly installments.

If requested to represent the Town in matters outside of the scope of this retainer, we have agreed to cap our hourly rates at a special discounted rate of \$250 per hour for a partner's or counsel's time, \$175 for an associate attorney's time, and \$120 per hour for recent law graduates, legal interns, summer associates and paralegal assistants. It is understood that our firm regularly reviews and adjusts its rates each year, and that any change in our rates will be made only upon prior notice to the Town. Excluded from these rates are the Sargent and MacLellan matters, which we will continue to bill at the rates that were in effect immediately prior to the date of this retainer letter.

Beyond hourly fees, certain other costs and expenses may be incurred in this representation. These disbursements might include Federal Express charges, filing fees, photocopying expenses, fax charges, computerized legal research, travel expenses, and similar items. These costs and expenses will be billed in the same manner as our fees or we may ask the Town to make direct payment to the party making the charge.

We will represent you by using lawyers who are best suited to handle issues as they arise. We will do everything we can to staff your work efficiently so that the charges you incur are reasonable and consistent with your requirements. I will be the primary attorney responsible for handling the Town's matters.

MONTHLY STATEMENTS

We will render a monthly statement to the Town for services rendered. Our statements will indicate the nature of the work done during the time period covered by the statement and the fees for those services, as well as costs advanced by us. Invoices are payable upon receipt. Interest at the rate of twelve percent (12%) per annum will accrue on balances, which are outstanding for more than 30 days.

If a dispute arises between the Town and us regarding our fee, the Town may seek to resolve the dispute by arbitration under the New York State Fee Dispute Resolution Program as set forth in Part 137 of the Rules of the Chief Administrator of

Hon. Phil Cardinale
June 2, 2006
Page 3

the Courts. The fee dispute resolution program is administered in Suffolk County by the Suffolk County Bar Association (631-234-5511).

TERMINATION OF REPRESENTATION

Our representation may be terminated by the Town or this law firm at any time. If this firm wishes to withdraw from the representation for any reason, the Town will not unreasonably withhold consent for us to do so. If at any time the Town wishes to terminate our representation, please advise us in writing, and we will then deliver a final statement to the Town. If we should determine to withdraw as counsel, we will provide a final statement in the same manner.

APPROVAL

If the Town agrees to the terms of our representation as set forth in this letter, please sign on the line provided at the close of this letter and return the signed copy to us together with a copy of the Town Board minutes approving our retention.

Thank you very much again for having asked us to undertake this representation. If you have any questions concerning our fees and costs, or the scope of the legal services we will provide, please call me at your earliest convenience.

Very truly yours,

Richard K. Zuckerman

READ AND AGREED TO:

Town of Riverhead

By: _____

cc: Dawn Thomas, Esq.
Jack Hansen

June 6, 2006

Adopted

TOWN OF RIVERHEAD

ALISON ADAMS LARSON OPEN SPACE ACQUISITION

BUDGET ADOPTION

RESOLUTION # 568

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

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

	<u>FROM</u>	<u>TO</u>
406.019400.494200.42050 Serial Bond Proceeds	\$810,000	
406.019400.521000.42050 Land Acquisition		\$800,000
406.019400.543000.42050 Professional Services		10,000

THE VOTE

Dunleavy Yes No Bartunek Yes No
 Blass Yes No Densieski Yes No
 Cardinale Yes No