

TOWN OF RIVERHEAD

Resolution # 126

RATIFIES TOWN CLERK'S PUBLISHING AND POSTING OF PUBLIC NOTICE TO CONSIDER AN AMENDMENT TO CHAPTER 108 "ZONING" OF THE RIVERHEAD TOWN CODE BY AMENDING SECTION 108-51.2 ENTITLED, "SETBACKS FOR WOOD DECKS"

COUNCILPERSON PRUSINOWSKI offered the following resolution, which was seconded by COUNCILWOMAN GILLIAM :

WHEREAS, the Town Clerk published and posted public notice to consider an amendment to Chapter 108 by amending Section 108-51.2; and

WHEREAS, the resolution authorizing the publishing and posting was inadvertently omitted from the agenda of February 7, 1995.

NOW THEREFORE BE IT RESOLVED, that the Town Board be and hereby ratifies the Town Clerk's publishing and posting of a public notice to consider amending Chapter 108 "Zoning" of the Riverhead Town Code by amending Section 108-51.2 entitled, "Setbacks for Wood Decks" in the February 8, 1995 issue of the Suffolk County Life Newspaper, 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 authorized to forward a certified copy of this resolution to the Planning Board; the Riverhead Building Department; the Suffolk County Planning Commission; the L.I. State Park Commission; the Towns of Brookhaven, Southold and Southampton and the L.I. Pine Barrens Review Commission.

THE VOTE

Gilliam Yes No Creighton Yes No
Stark Yes No Prusinowski Yes No
absent

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 21st day of February, 1995 at 7:15 p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider amending Chapter 108 "Zoning" of the Riverhead Town Code by adding Section 108-51.2 entitled, "Setbacks for Wood Decks" to Article XIII "Supplementary Use Regulations" as follows:

108-51.2. Setbacks for wood decks.

Unenclosed, residential wood decks, no higher than eighteen (18) inches above natural grade, shall not exceed the following ~~side yard and~~ rear yard setback in the following zoning use districts:

A. Residence A:

- (~~1~~)Side yard: thirty (~~30~~) feet.
(~~2~~)(1) Rear yard: twenty (20) feet.

B. Agriculture A:

- (~~1~~)Side yard: thirty (~~30~~) feet.
(~~2~~)(1) Rear yard: twenty (20) feet.

C. Residence B:

- (~~1~~)Side yard: twenty (~~20~~) feet.
(~~2~~)(1) Rear yard: fifteen (15) feet.

D. Residence C:

- (~~1~~)Side yard: ten (~~10~~) feet.
(~~2~~)(1) Rear yard: ten (10) feet.

E. Residence D:

- (~~1~~)Side yard: ten (~~10~~) feet.
(~~2~~)(1) Rear yard: ten (10) feet.

Dated: Riverhead, New York
February 7, 1995

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

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

TOWN OF RIVERHEAD

Resolution # 127**Designates Lead Agency and Determines Environmental Significance of Certain Indebtedness of the Town of Riverhead Community Development Agency**COUNCILWOMAN GILLIAM offered the followingresolution, which was seconded by COUNCILMAN CREIGHTON.

Whereas, the Town of Riverhead Community Development Agency proposes to issue its bonds in an amount not exceeding \$1,750,000 to finance the costs of acquisition and improvement of land located on East Main Street, Riverhead, NY, including the buildings located thereon and the reconstruction of certain buildings, including furnishings, equipment, machinery, apparatus, appurtenances and incidental improvements for the lease by the Community Development Agency to the Okeanos Ocean Research Foundation, Inc. as a "demonstration project" pursuant to Section 554 of the New York General Municipal Law; such facility to constitute a research facility and exhibition hall for Okeanos and to be considered the first phase of the original demonstration project known as the Okeanos Ocean Research Aquarium Project as approved for special permit by the Riverhead Town Board by Resolution 605 of 1994, and

Whereas, the Town Board of the Town of Riverhead, pursuant to subdivision 3 of Section 502-a of the General Municipal Law is authorized to guarantee the principal and interest on the indebtedness contracted by the Community Development Agency for the purpose of aiding the agency in the effectiveness of an Urban Renewal Demonstration Project within the Town of Riverhead, and

Whereas, the Riverhead Town Board by Resolution No. 89 of 1995 has authorized the guarantee by the Town of the aforementioned indebtedness of the Town of Riverhead Community Development Agency, and

Whereas, the Riverhead Town Board by Resolution No. 546 of 1994 has issued a Findings Statement pursuant to Article 8 of the Environmental Conservation Law upon the original Special Permit petition of the Okeanos Ocean Research Foundation for the development of an aquarium and ocean research center on real property located at East Main Street, Riverhead, NY, and

Whereas, such findings statement has assessed the economic impacts of the proposed financing upon the potential borrowing of the Town of Riverhead Community Development Agency and upon the

Town of Riverhead with respect to its guarantee pursuant to Article 18 of the New York State Constitution, and

Whereas, the Riverhead Town Board has carefully considered the merits of the proposed property acquisition, financing structure and lease provisions, as well as all other pertinent planning, zoning and environmental information.

Therefore, be it resolved that the Riverhead Town Board by the Town of Riverhead Community Development Agency for lease by the Okeanos Ocean Research Foundation, hereby finds that the proposed action is the initial phase of the Okeanos Aquarium Project and that all environmental impacts have been identified and mitigation measures incorporated in the original Special Permit of the Okeanos Ocean Research Foundation, and

Be it further resolved that the Riverhead Town Board hereby declares itself to be the Lead Agency in this matter and determines the action to be unlisted with no significant impact upon the environment and that an Environmental Impact Statement need not be prepared, and

Be it further resolved that the Planning Director hereby be authorized to publish and post those notices of non-significance as required by the Article 8 of the Environmental Conservation Law.

THE VOTE

Gilliam Yes ___ No ___ Creighton Yes ___ No ___
Stark ___ Yes ___ No ___ Prusinowski Yes ___ No ___
Absent

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED