

# Adopted

1/16/96

## TOWN OF RIVERHEAD

Resolution # 56

### SETS TOWING AND STORAGE FEES FOR VEHICLES

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

**RESOLVED**, Section 101-22 of the **Riverhead Town Code** requires the Town Board to set fees for the towing and storage of abandoned vehicles.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Riverhead hereby establishes the following fee schedule effective January 1, 1995, applicable **ONLY** to the Town-operated town truck and storage area:

- Fee for towing ..... \$100.00 flat fee
- Fee for storage..... \$ 20.00 per day

and

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

### THE VOTE

<b>Wittmeier</b>	✓ <b>Aye</b>	<b>Nay</b>
<b>Kwasna</b>	✓ <b>Aye</b>	<b>Nay</b>
<b>Lull</b>	✓ <b>Aye</b>	<b>Nay</b>
<b>Prusinowski</b>	✓ <b>Aye</b>	<b>Nay</b>
<b>Stark</b>	✓ <b>Aye</b>	<b>Nay</b>

The Resolution was thereupon duly adopted.

January 16, 1996

TOWN OF RIVERHEAD

Resolution # 57

AMENDS SITE PLAN OF RAYMOND DIEM - MR. MOW LAWN MAINTENANCE FACILITY

ADOPTED JANUARY 16, 1996

COUNCILMAN KWASNA offered the following

resolution, which was seconded by COUNCILMAN WITTMEIER :

WHEREAS, by Resolution # 540 and 699, dated August 15, 1995, and October 17, 1995, respectively, the Riverhead Town Board did approve the site plan of Raymond Diem for the construction of a 2200 square foot building for use as a lawn maintenance business located at the northwest corner of South Jamesport Avenue and North Railroad Avenue, Jamesport, New York, known and designated as Suffolk County Tax Map Number 0600-68-1, and

WHEREAS, Raymond Diem has requested that a modification of said site plan approval in regard to an amendment to add a window on the east elevation, as per a sketch dated in-house January 11, 1996, as prepared by Donald A. Denis, AIA, P.O. Box 565, Aquebogue NY 11931 be approved by the Riverhead Town Board, and

WHEREAS, the Planning Department has reviewed such modification and recommended that the Town Board accept such modification, and

WHEREAS, this Town Board has reviewed the modification mentioned, and

WHEREAS, the site plan amendment fee, as required by Section 108-B(3) of the Code of the Town of Riverhead has been received and posted as per Receipt Number 95-1124 of the Office of the Supervisor of the Town of Riverhead;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead does amend the site plan approval of Raymond Diem to provide for the following:

an amendment to add a window on the east elevation, as per a sketch dated in-house January 11, 1996, as prepared by Donald A. Denis, AIA, P.O. Box 565, Aquebogue NY 11931, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Raymond Diem, the Riverhead Planning Department, Building Department, and the Assessors' Office.

1/16/96

# Adopted

TOWN OF RIVERHEAD

Resolution # 58

APPOINTS TOWN REPRESENTATIVE TO THE SUFFOLK COUNTY DEPARTMENT OF PARKS, RECREATION AND CONSERVATION

**COUNCILMAN WITTMER** offered the following resolution, was seconded by **COUNCILMAN KWASNA** :

WHEREAS, the Town Board desires representation by the Town of Riverhead on the Suffolk County Department of Parks, Recreation and Conservation; and

WHEREAS, pursuant to Section C 28-1(c) of the enabling legislation, the Town of Riverhead may make recommendation of an individual to the Board of Trustees by submission of said proposed appointee to the County Legislature.

NOW THEREFORE BE IT RESOLVED, that Richard X. Park, as a member of the Recreation Advisory Committee, be and is hereby recommended to the County Legislature for an appointment to the Board of Trustees for the County of Suffolk, a voluntary position; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to Richard X. Park and the Suffolk County Legislature's Office.

## THE VOTE

Wittmeier	<b>Aye</b>	Nay
Kwasna	<b>Aye</b>	Nay
Lull	<b>Aye</b>	Nay
Prusinowski	<b>Aye</b>	Nay
Stark	<b>Aye</b>	Nay

The Resolution was thereupon duly adopted.

Nay  
Nay  
Nay  
Nay  
Nay  
upon

# Adopted

TOWN OF RIVERHEAD

Resolution # 59

1/16/96

Authorizes Publication of Public Notice for Open Meeting Re: the Redevelopment of the Former Grumman Facility

COUNCILMAN LULL offered the following resolution,

which was seconded by COUNCILMAN PRUSINOWSKI :

**WHEREAS**, the Town of Riverhead has contracted for preparation of a Comprehensive Master Plan for the redevelopment and reuse of the Calverton facility, formerly occupied by the Grumman Corporation;

**WHEREAS**, the consulting team led by Hamilton, Rabinovitz and Allschuler and the Calverton Air Facility Joint Planning and Redevelopment Commission will sponsor a public meeting on their third phase of work, titled "Master Reuse Strategy," towards the development of said Plan to solicit community input; and

**THEREFORE, BE IT RESOLVED** that the Town Board hereby authorizes publication of the attached public notice in Suffolk Life on Wednesday, January 24 and Wednesday, January 31, and in the News-Review on Thursday, January 25 and Thursday, February 1.

**BE IT FURTHER RESOLVED** that the Town Clerk shall forward a certified copy of this resolution to Riverhead Community Development Agency Director Andrea Lohneiss.

## THE VOTE

Wittmeier	✓ Aye	Nay
Kwasna	✓ Aye	Nay
Lull	✓ Aye	Nay
Prusinowski	✓ Aye	Nay
Stark	✓ Aye	Nay

The Resolution was thereupon duly adopted.

**Town of Riverhead  
Public Notice**

The Town of Riverhead Community Development Agency, the Calverton Air Facility Joint Planning and Redevelopment Commission and the Calverton Air Facility Citizen's Advisory Committee will sponsor an open public meeting at 7:30 p.m. on Wednesday, February 7 at Riverhead High School. The Town's consulting team, led by HR&A, will present their third phase of work titled "Master Reuse Strategy" for the reuse of the 3,000 acre Calverton site formerly occupied by the Grumman Corporation and authorized for transfer to Town of Riverhead Community Development Agency by the U.S. Navy in 1996. This public forum will provide an opportunity for input from the community and exchange of information between interested parties.

# Adopted

1/16/96

TOWN OF RIVERHEAD

Resolution # 60

APPOINTS RECREATION AIDE TO THE RIVERHEAD

RECREATION DEPARTMENT

COUNCILMAN KWASNA offered the following resolution, which was seconded by COUNCILMAN WITTMIEIER:

RESOLVED, That Elizabeth Vaiana-Cavanagh is hereby appointed to serve as a Recreation Aide effective January 16, 1996, to and including December 31, 1996, to be paid biweekly at the rate of \$7.50 per hour and to serve at the pleasure of the Town Board.

## THE VOTE

Wittmeier	✓ Aye	Nay
Kwasna	✓ Aye	Nay
Lull	✓ Aye	Nay
Prusinowski	✓ Aye	Nay
Stark	✓ Aye	Nay

The Resolution was thereupon duly adopted.

# Adopted

1/16/96

TOWN OF RIVERHEAD

Resolution # 61

APPOINTS FILL-IN RECREATION AIDES TO THE  
RIVERHEAD RECREATION DEPARTMENT

## COUNCILMAN KWASNA

\_\_\_\_\_ offered the following  
resolution, which was seconded by \_\_\_\_\_

## COUNCILMAN WITMEIER

RESOLVED, That Jill Langdon and Richard Park are hereby appointed to serve as Fill-in Recreation Aides effective January 16, 1996, to and including December 31, 1996, to be paid biweekly at the rate of \$7.50 per hour and to serve at the pleasure of the Town Board.

### THE VOTE

Wittmeier	✓ Aye	Nay
Kwasna	✓ Aye	Nay
Lull	✓ Aye	Nay
Prusinowski	✓ Aye	Nay
Stark	✓ Aye	Nay

The Resolution was thereupon duly adopted.

# Adopted

1/16/96

TOWN OF RIVERHEAD

Resolution # 62APPOINTS RECREATION AIDE TO THE RIVERHEADRECREATION DEPARTMENT

## COUNCILMAN KWASNA

\_\_\_\_\_ offered the following  
 resolution, which was seconded by **COUNCILMAN WITTMER**

RESOLVED, That Albert Sunshine is hereby appointed to  
 serve as a Recreation Aide (for the purpose of instructing  
 a Bridge Program) effective January 16, 1996, to and  
 including December 31, 1996, to be paid at the rate of  
 \$25.00 per hour upon successful completion of each program  
 and to serve at the pleasure of the Town Board.

## THE VOTE

Wittmeier	✓ Aye	Nay
Kwasna	✓ Aye	Nay
Lull	✓ Aye	Nay
Prusinowski	✓ Aye	Nay
Stark	✓ Aye	Nay

The Resolution was thereupon  
 duly adopted.

# Adopted

1/16/96

TOWN OF RIVERHEAD

Resolution # 63APPOINTS RECREATION AIDE TO THE RIVERHEADRECREATION DEPARTMENT**COUNCILMAN KWASNA**

COUNCILMAN KWASNA offered the following resolution, which was seconded by **COUNCILMAN WITMEIER**

RESOLVED, That Toby Altman Roche is hereby appointed to serve as a Recreation Aide (for the purpose of being an Exercise Instructor) effective January 16, 1996, to and including December 31, 1996, to be paid at the rate of \$25.00 per hour upon successful completion of each program and to serve at the pleasure of the Town Board.

## THE VOTE

Wittmeier	✓ Aye	Nay
Kwasna	✓ Aye	Nay
Lull	✓ Aye	Nay
Prusinowski	✓ Aye	Nay
Stark	✓ Aye	Nay

The Resolution was thereupon adopted.

# Adopted

1/16/96

TOWN OF RIVERHEAD

Resolution # 64APPOINTS RECREATION AIDE TO THE RIVERHEADRECREATION DEPARTMENT**COUNCILMAN KWASNA**

\_\_\_\_\_ offered the following  
 resolution, which was seconded by **COUNCILMAN WITTMEIER**

RESOLVED, That Liz Max is hereby appointed to serve as a Recreation Aide (for the purpose of being a Yoga Instructor) effective January 16, 1996, to and including December 31, 1996, to be paid at the rate of \$35.00 per hour upon successful completion of each program and to serve at the pleasure of the Town Board.

**THE VOTE**

Wittmeier	✓	Aye	Nay
Kwasna	✓	Aye	Nay
Lull	✓	Aye	Nay
Prusinowski	✓	Aye	Nay
Stark	✓	Aye	Nay

The Resolution was thereupon  
 duly adopted.

# Adopted

1/16/96

TOWN OF RIVERHEAD

Resolution # 65

APPOINTS RECREATION AIDE TO THE RIVERHEAD

RECREATION DEPARTMENT

**COUNCILMAN KWASNA**

offered the following

resolution, which was seconded by

**COUNCILMAN WITTMEIER**

RESOLVED, That Gwendolyn Keenan is hereby appointed to serve as a Recreation Aide (for the purpose of being a Dance/Music Instructor) effective January 16, 1996, to and including December 31, 1996, to be paid at the rate of \$25.00 per hour upon successful completion of each program and to serve at the pleasure of the Town Board.

## THE VOTE

Wittmeier	✓ Aye	Nay
Kwasna	✓ Aye	Nay
Lull	✓ Aye	Nay
Prusinowski	✓ Aye	Nay
Stark	✓ Aye	Nay

The Resolution was thereupon duly adopted.

# Adopted

1/16/96

TOWN OF RIVERHEAD

Resolution # 66

APPOINTS RECREATION AIDE TO THE RIVERHEAD

RECREATION DEPARTMENT

## COUNCILMAN KWASNA

offered the following . . .

resolution, which was seconded by

**COUNCILMAN WITTMER**

RESOLVED, That Jeanette Friscia is hereby appointed to serve as a Recreation Aide (for the purpose of being a Dog Obedience Instructor) effective January 16, 1996, to and including December 31, 1996, to be paid at the rate of \$30.00 per hour upon successful completion of each program and to serve at the pleasure of the Town Board.

### THE VOTE

Wittmeier	✓	Aye	Nay
Kwasna	✓	Aye	Nay
Lull	✓	Aye	Nay
Prusinowski	✓	Aye	Nay
Stark	✓	Aye	Nay

The Resolution was thereupon duly adopted.

# Adopted

1/16/96

TOWN OF RIVERHEAD

Resolution # 67

APPOINTS RECREATION AIDE TO THE RIVERHEAD

RECREATION DEPARTMENT

**COUNCILMAN KWASNA**

\_\_\_\_\_ offered the following  
resolution, which was seconded by \_\_\_\_\_

**COUNCILMAN WITTMEIER**

RESOLVED, That Tom Drumm is hereby appointed to serve as a Recreation Aide (for the purpose of being a Computer Instructor) effective January 16, 1996, to and including December 31, 1996, to be paid at the rate of \$20.00 per hour upon successful completion of each program and to serve at the pleasure of the Town Board.

## THE VOTE

Wittmeier	✓ Aye	Nay
Kwasna	✓ Aye	Nay
Lull	✓ Aye	Nay
Prusinowski	✓ Aye	Nay
Stark	✓ Aye	Nay

The Resolution was thereupon  
duly adopted.

# Adopted

1/16/96

TOWN OF RIVERHEAD

Resolution # 68

## APPOINTS RECREATION AIDE TO THE RIVERHEAD

### RECREATION DEPARTMENT

**COUNCILMAN KWASNA** offered the following resolution, which was seconded by **COUNCILMAN WITTMEIER**

RESOLVED, That Sam Carter is hereby appointed to serve as a Recreation Aide (for the purpose of being a Basketball leader) effective January 16, 1996, to and including December 31, 1996, to be paid at the rate of \$12.50 per hour upon successful completion of each program and to serve at the pleasure of the Town Board.

## THE VOTE

Wittmeier	✓ Aye	Nay
Kwasna	✓ Aye	Nay
Lull	✓ Aye	Nay
Prusinowski	✓ Aye	Nay
Stark	✓ Aye	Nay

The Resolution was thereupon duly adopted.

# Adopted

1/16/96

TOWN OF RIVERHEAD

Resolution # 69APPOINTS RECREATION AIDE TO THE RIVERHEADRECREATION DEPARTMENT**COUNCILMAN KWASNA**

offered the following

resolution, which was seconded by

**COUNCILMAN WITTMER**

RESOLVED, That Keith Bullock is hereby appointed to serve as a Recreation Aide (for the purpose of being a Self Defense Instructor) effective January 16, 1996, to and including December 31, 1996, to be paid at the rate of \$25.00 per hour upon successful completion of each program and to serve at the pleasure of the Town Board.

**THE VOTE**

Wittmeier	✓ Aye	Nay
Kwasna	✓ Aye	Nay
Lull	✓ Aye	Nay
Prusinowski	✓ Aye	Nay
Stark	✓ Aye	Nay

The Resolution was thereupon duly adopted.

# Adopted

1/16/96

TOWN OF RIVERHEAD

Resolution # 70

## APPOINTS RECREATION AIDE TO THE RIVERHEAD

### RECREATION DEPARTMENT

## **COUNCILMAN KWASNA**

\_\_\_\_\_ offered the following  
resolution, which was seconded by **COUNCILMAN WITTMEIER**

RESOLVED, That Joyce Brown is hereby appointed to serve as a Recreation Aide (for the purpose of being a Lifeguarding Instructor) effective January 16, 1996, to and including December 31, 1996, to be paid at the rate of \$20.00 per hour upon successful completion of each program and to serve at the pleasure of the Town Board.

## THE VOTE

Wittmeier	✓ Aye	Nay
Kwasna	✓ Aye	Nay
Lull	✓ Aye	Nay
Prusinowski	✓ Aye	Nay
Stark	✓ Aye	Nay

The Resolution was thereupon duly adopted.

# Adopted

1/16/96

TOWN OF RIVERHEAD

Resolution # 71

APPOINTS RECREATION AIDES TO THE RIVERHEAD

RECREATION DEPARTMENT

## COUNCILMAN KWASNA

\_\_\_\_\_ offered the following  
resolution, which was seconded by **COUNCILMAN WITTMEIER**

RESOLVED, That Martha Prince and Isabel Rather  
are hereby appointed to serve as Recreation Aides (for  
the purpose of being Fitness Instructors) effective  
January 16, 1996, to and including December 31, 1996, to  
be paid at the rate of \$20.00 per hour upon successful  
completion of each program and to serve at the pleasure  
of the Town Board.

### THE VOTE

Wittmeier	✓	Aye	Nay
Kwasna	✓	Aye	Nay
Lull	✓	Aye	Nay
Prusinowski	✓	Aye	Nay
Stark	✓	Aye	Nay

The Resolution was thereupon  
adopted.

# Adopted

1/16/96

TOWN OF RIVERHEAD

Resolution # 72

APPOINTS RECREATION AIDES TO THE RIVERHEAD

RECREATION DEPARTMENT

## COUNCILMAN KWASNA

\_\_\_\_\_ offered the following

resolution, which was seconded by \_\_\_\_\_ **COUNCILMAN WITTMEIER**

RESOLVED, That Lisa Baglivi and Frances LoPresti are hereby appointed to serve as Recreation Aides (for the purpose of being Arts & Craft Instructors) effective January 16, 1996, to and including December 31, 1996, to be paid at the rate of \$25.00 per hour upon successful completion of each program and to serve at the pleasure of the Town Board.

## THE VOTE

Wittmeier	✓ Aye	Nay
Kwasna	✓ Aye	Nay
Lull	✓ Aye	Nay
Prusinowski	✓ Aye	Nay
Stark	✓ Aye	Nay

The Resolution was thereupon duly adopted.

# Adopted

TOWN OF RIVERHEAD

Resolution # 73

**APPROVES SITE PLAN OF TNT WATERWORKS (RIVERHEAD OIL PRODUCTS, INC.)**

**COUNCILMAN WITTMEIER** offered the following resolution, which was seconded by

**COUNCILMAN KWASNA**

**WHEREAS**, a site plan and elevations were submitted by James V. DeLucca as agent for TNT Waterworks (Riverhead Oil Products, Inc.), for the construction of a covered loading dock, replacement of windows and overhead doors, installation of a storefront entrance, and installation of a rear exit door, located at the east side of Marcy Avenue, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-124-2-24; and

**WHEREAS**, the Planning Department has reviewed the site plan dated December 6, 1995, as prepared by James V. DeLucca, R.A., 12 Linda Lane East, Riverhead NY 11901, and elevations dated June 1995 (sheets 3 & 4 of 4), as prepared by James V. DeLucca, R.A., 12 Linda Lane East, Riverhead NY 11901, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

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

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

**WHEREAS**, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 96-1119 of the Office of the Supervisor of the Town of Riverhead; and

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

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the site plan and elevations submitted by James V. DeLucca as agent for TNT Waterworks (Riverhead Oil Products, Inc.), for the construction of a covered loading dock, replacement of windows and overhead doors, installation of a storefront entrance, and installation of a rear exit door, located at the east side of Marcy Avenue, Riverhead, New York, site plan dated December 6, 1995, as prepared by James V. DeLucca, R.A., 12 Linda Lane East, Riverhead NY 11901, and elevations dated June 1995 (sheets 3 & 4 of 4), as prepared by James V. DeLucca, R.A., 12 Linda Lane East, Riverhead NY 11901, be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;
3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;
4. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
6. Parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
7. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
8. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "**No Parking, Handicap Only**", and the universal symbol affixed thereto. Further, by execution and filing of this document, Riverhead Oil Products, Inc. hereby authorizes and consents to the Town of Riverhead to enter premises at the east side of Marcy Avenue, Riverhead, New York, to enforce said handicapped parking regulations;
9. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
10. That all new utilities shall be constructed underground;
11. Pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney in a 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; and be it further

12. That commercial grade brown vinyl oval strip fillers with a top locking strip shall be provided in the existing chain link fence along the entirety of the east property line; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to James V. DeLucca as agent for TNT Waterworks, the Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

## DECLARATION AND COVENANTS

**THIS DECLARATION**, made the \_\_\_\_\_ day of \_\_\_\_\_, 1995 made by Riverhead Oil Products, Inc., residing at 215 Edwards Avenue, Calverton NY 11933, Declarant.

### WITNESSETH:

**WHEREAS**, Declarant is the owner of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto, as provided by Declarant; and

**WHEREAS**, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead, and the owner and prospective owners of said parcel, that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan and said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

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

### NOW, THEREFORE, THIS DECLARANT WITNESSETH:

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

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;

2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;

3. No lighting shall be installed or adjusted in such a way as to cause direct glare in neighboring properties or adjoining highways;

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

5. Parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;

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

7. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto;

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

9. That all new utilities shall be constructed underground;

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

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

RIVERHEAD OIL PRODUCTS, INC.

By: \_\_\_\_\_

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

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

### THE VOTE

NOTARY PUBLIC Wittmeyer	✓ Aye	Nay
Kwasna	✓ Aye	Nay
Lull	✓ Aye	Nay
Prusinowski	✓ Aye	Nay
Stark	✓ Aye	Nay

The Resolution was thereupon duly adopted.

# Adopted

1/16/96

TOWN OF RIVERHEAD

Resolution # 74

**AUTHORIZES THE ATTENDANCE OF SEWER DISTRICT EMPLOYEES AT WASTE WATER TREATMENT PLANT OPERATORS LABORATORY COURSE**

**COUNCILMAN PRUSINOWSKI** offered the following resolution, was seconded by

**COUNCILMAN LULL** :

WHEREAS, the Superintendent of the Sewer District has requested that the following Sewer District employees be authorized to attend a Waste Water Treatment Plant Operators Laboratory Course to be held February 7, 1996 through May 8, 1996 at Suffolk Community College, Hauppauge, New York:

- William Nungesser
- John Niewadomski
- Michael Lech
- Howard Gassert.

NOW THEREFORE BE IT RESOLVED, that the above referenced Sewer District employees be and are hereby authorized to attend a Waste Water Treatment Plant Operators Laboratory Course to be held February 7, 1996 through May 8, 1996 at Suffolk Community College, Hauppauge, New York, the costs and expenses should not exceed \$168.00 per employee, which shall be receipted upon the employees return; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Michael Reichel, Sewer District Superintendent and the Accounting Department.

## THE VOTE

Wittmeier	✓ Aye	Nay
Kwasna	✓ Aye	Nay
Lull	✓ Aye	Nay
Prusinowski	✓ Aye	Nay
Stark	✓ Aye	Nay

The Resolution was thereupon duly adopted.

# Adopted

1/16/96

TOWN OF RIVERHEAD

Resolution # 75

DECLARES LEAD AGENCY & DETERMINES SIGNIFICANCE OF ACTION  
VINEYARD CATERERS- SPECIAL PERMIT & SITE PLAN

**COUNCILMAN LULL**

offered the following

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

**WHEREAS**, the Riverhead Town Board is in receipt of a special permit petition from David Riley pursuant to Section 108-51A of the Town Code for expansion of a nonconforming use; specifically for alterations and additions to an existing restaurant and catering facility located on a 3.4 acre parcel zoned Agriculture A and known specifically as SCTM No.0600-67-3-21, and

**WHEREAS**, an Environmental Assessment Form was submitted as part of the petition, and

**WHEREAS**, the Riverhead Planning Department has reviewed the Environmental Assessment Form and supporting documentation and recommended the petition be considered an Unlisted Action for which coordinated review is optional and in this case unnecessary, and

**WHEREAS**, the Planning Department, by preparation and evaluation of its SEQR staff report, has further recommended that the action will not have a significant effect upon the environment, now

**THEREFORE, BE IT**

**RESOLVED**, that the Riverhead Town Board declare itself to be the Lead Agency in the special permit application of Vineyard Caterers, and

**BE IT FURTHER**

**RESOLVED**, that the application be considered to be an Unlisted Action which will not have a significant effect upon the environment and that a Draft Environmental Impact Statement need not be prepared, and

**BE IT FURTHER**

**RESOLVED**, that this classification and determination be considered valid for any related approval subject to SEQR, and

**BE IT FURTHER**

**RESOLVED**, that the Riverhead Planning Department be directed to publish and post those notices as required by 6NYCRR Part 617, and

**BE IT FURTHER**

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Planning Department and the applicant or his agent and to forward the petition to the Riverhead Planning Board for their report and recommendation.

**THE VOTE**

Wittmeier	✓ Aye	Nay
Kwasna	✓ Aye	Nay
Lull	✓ Aye	Nay
Prusinowski	✓ Aye	Nay
Stark	✓ Aye	Nay

The Resolution was thereupon duly adopted.

1/16/96

# Tabled / Adopted

TOWN OF RIVERHEAD

Resolution # 76

## AWARDS BID FOR ABANDONED/JUNK VEHICLES

**COUNCILMAN KWASNA**

offered the following resolution,

which was seconded by **COUNCILMAN WITTMEIER**:

**WHEREAS**, the Town of Riverhead has been selling junk/abandoned vehicles pursuant to Section 12224 of the **Vehicle and Traffic Law**, during 1995 to Michael Majsce, Inc. of 16 Bello Pond Road, Hampton Bays, New York, for the purchase price of \$50.00 per vehicle; and

**WHEREAS**, the Town of Riverhead has received a letter dated December 26, 1995, from Michael Majsce in which he expresses his desire to continue to purchase such vehicles at the same purchase price of \$50.00 per vehicle for the year 1996.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Riverhead does hereby enter into such agreement with Michael Majsce, Inc., to purchase those vehicles declared to be junk/abandoned, pursuant to Section 1224 of the **Vehicle and Traffic Law of the State of New York** for the purchase price of \$50.00 per vehicle, from the date of adoption of this resolution to and including December 31, 1996; and

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

### THE VOTE

Wittmeier	✓ Aye	Nay
Kwasna	✓ Aye	Nay
Lull	✓ Aye	Nay
Prusinowski	✓ Aye	Nay
Stark	✓ Aye	Nay

The Resolution was thereupon duly

**Adopte**  
**Tabled**  
2/6/96

the resolution was offered by Councilman Kwasna which was seconded by Councilman Wittmeier at February 6, 1996 meeting. It was brought off the table.

The resolution was thereupon declared duly brought off the table.

The resolution was offered by Councilman Kwasna which was seconded by Councilman Wittmeier.

There being no objections, the resolution was thereupon declared duly adopted.

116/96

# Adopted

TOWN OF RIVERHEAD

Resolution # 77

AMENDS RESOLUTION #14

**COUNCILMAN WITTMEIER** offered the following resolution, was seconded by

**COUNCILMAN KWASNA** :

WHEREAS, by Resolution #14, adopted on January 2, 1996, the Town Board established a fee for the redemption of impounded dogs; and

WHEREAS, said resolution incorrectly referred to said fee as a redemption fee which should have correctly been referred to as an adoption fee.

NOW THEREFORE BE IT RESOLVED, that Resolution #14 adopted on January 2, 1996 be and is hereby amended to establish the following fee for the adoption of impounded dogs, which fee shall be effective January 1, 1996 through December 31, 1996:

Fee for adoption of impounded dog....\$25.00;

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Police Chief Grattan, the animal Control Officer and the Accounting Department.

## THE VOTE

Wittmeier	✓	Aye	Nay
Kwasna	✓	Aye	Nay
Lull	✓	Aye	Nay
Prusinowski	✓	Aye	Nay
Stark	✓	Aye	Nay

The Resolution was thereupon duly adopted.

# Adopted

1/16/96

## TOWN OF RIVERHEAD

Resolution # 78

**APPROVES SITE PLAN OF CHEMICAL BANK - WALK-UP AUTOMATED  
TELLER MACHINE (ATM)**

**COUNCILMAN PRUSINOWSKI**

offered the following resolution, which was seconded by

**COUNCILMAN LULL**:

**WHEREAS**, a site plan and elevations were submitted by Fred Castaneda, AIA, as agent for Chemical Bank for the installation of an automated teller machine in the front wall of the bank, located at 300 East Main Street, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-129-2-32; and

**WHEREAS**, the Planning Department has reviewed the partial site plan dated October 23, 1995, as prepared by Castaneda Chang Associates, 505 Eighth Avenue, New York NY 10018, and elevations dated October 23, 1995, as prepared by Castaneda Chang Associates, 505 Eighth Avenue, New York NY 10018, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

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

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

**WHEREAS**, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 96-1119 of the Office of the Supervisor of the Town of Riverhead; and

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

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the partial site plan and elevations submitted by Fred Castaneda, AIA, as agent for Chemical Bank, for the installation of an automated teller machine in the front wall of the bank, located at 300 East Main Street, Riverhead, New York, partial site plan dated October 23, 1995, as prepared by Castaneda Chang Associates, 505 Eighth Avenue, New York NY 10018, and elevations dated October 23, 1995, as prepared by Castaneda Chang Associates, 505 Eighth Avenue, New York NY 10018, be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;

3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;

4. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

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

6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;

7. Parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;

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

9. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "**No Parking, Handicap Only**", and the universal symbol affixed thereto. Further, by execution and filing of this document, Security National Bank of Long Island, c/o Chemical Bank Phys. Asst. Mgr. hereby authorizes and consents to the Town of Riverhead to enter premises at 300 East Main Street, Riverhead, New York, to enforce said handicapped parking regulations;

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

11. That all new utilities shall be constructed underground;

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

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

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

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Fred Castaneda, AIA, as agent for Chemical Bank, the Riverhead Planning Department, and Riverhead Building Department.

## DECLARATION AND COVENANTS

**THIS DECLARATION**, made the \_\_\_\_\_ day of \_\_\_\_\_, 1995 made by Security National Bank of Long Island, c/o Chemical Bank Phys. Asst. Mgr., residing at P.O. 505 Eighth Avenue, New York NY 10018, Declarant.

### WITNESSETH:

**WHEREAS**, Declarant is the owner of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto, as provided by Declarant; and

**WHEREAS**, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead, and the owner and prospective owners of said parcel, that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan and said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

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

### NOW, THEREFORE, THIS DECLARANT WITNESSETH:

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

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;
3. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
4. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
6. Parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;

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

8. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected on a signpost stating, **"No Parking, Handicap Only"**, and the universal symbol affixed thereto;

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

10. That all new utilities shall be constructed underground;

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

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

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

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

SECURITY NATIONAL BANK OF LONG ISLAND  
C/O CHEMICAL BANK

\_\_\_\_\_

THE VOTE  
Wittmer  
K...

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

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

\_\_\_\_\_

NOTARY PUBLIC

Wittmer  
K...  
...

# Adopted

1/16/96

## TOWN OF RIVERHEAD

Resolution # 79

### APPROVES SITE PLAN OF LUPTON & LUCE (HALLUP REALTY CORP.) - BUILDING ADDITION

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

**WHEREAS**, a site plan and elevations were submitted by Hallock Luce III, as agent for Hallup Realty Corp., for the construction of a 1090 square foot building addition, construction of a vestibule, and attendant site improvements including the construction of a parking area, located at 219-225 Howell Avenue, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-127-4-37 & 38; and

**WHEREAS**, the Planning Department has reviewed the site plan dated September 21, 1995, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead NY 11901, and elevations dated December 27, 1995, as prepared by The Baldassano Architectural Group, 200 Parkway Drive South, Hauppauge NY 11788, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

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

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

**WHEREAS**, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 96-1123 of the Office of the Supervisor of the Town of Riverhead; and

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

### NOW, THEREFORE, BE IT

**RESOLVED**, that the site plan and elevations submitted by Hallock Luce III, as agent for Hallup Realty Corp., for the construction of a 1090 square foot building addition, construction of a vestibule, and attendant site improvements including the construction of a parking area, located at 219-225 Howell Avenue, Riverhead, New York, site plan dated September 21, 1995, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead NY 11901, and elevations dated December 27, 1995, as prepared by The Baldassano Architectural Group, 200 Parkway Drive South, Hauppauge NY 11788, be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;

3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;

4. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

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

6. Parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;

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

8. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected in a stanchion stating, "**No Parking, Handicap Only**", and the universal symbol affixed hereto. Further, by execution and filing of this document, Hallup Realty Corp. hereby authorizes and consents to the Town of Riverhead to enter premises at 219-225 Howell Avenue, Riverhead, New York, to enforce said handicapped parking regulations;

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

10. That all new utilities shall be constructed underground;

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

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

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

14. That roof drains shall be piped directly to leaching rings, and that footing rings shall be provided for all leaching pools subject to vehicle traffic; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Hallock Luce III, as agent for Hallup Realty Corp., the Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

## DECLARATION AND COVENANTS

**THIS DECLARATION**, made the \_\_\_\_\_ day of \_\_\_\_\_, 1995 made by Hallup Realty Corp., residing at 225 Howell Avenue, Riverhead NY 11901, Declarant.

### WITNESSETH:

**WHEREAS**, Declarant is the owner of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto, as provided by Declarant; and

**WHEREAS**, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead, and the owner and prospective owners of said parcel, that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan and said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

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

### NOW, THEREFORE, THIS DECLARANT WITNESSETH:

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

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;
3. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
4. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
5. Parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
6. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;

7. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed hereto;

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

9. That all new utilities shall be constructed underground;

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

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

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

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

HALLUP REALTY CORP.

THE VOTE

By: Wittmeier

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

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

\_\_\_\_\_  
NOTARY PUBLIC

**Adopted**

Resolution #80

1/16/96

**RESOLUTION AND CONSENT APPROVING THE DEDICATION OF HIGHWAYS KNOWN AS SANDY HOLLOW COURT AND RECHARGE AREA**

**COUNCILMAN KWASNA**

offered the following resolution, which was

seconded by **COUNCILMAN WITTMER**

At a regular meeting of the Town Board of the Town of Riverhead, in the County of Suffolk, State of New York, held at 200 Howell Avenue, Riverhead, New York, on the 16th day of January, 1996.

**PRESENT:**

- James R. Stark, Deputy Supervisor
- Victor Prusinowski, Councilman
- Mark Kwasna, Councilwoman
- James Lull, Councilman
- Otto Wittmeier, Councilman

-----X

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

**RESOLUTION and CONSENT**

**SANDY HOLLOW COURT.**

-----X

**WHEREAS**, a certain subdivision map was filed in the Office of the Clerk of the County of Suffolk, known and designated as "**Map of Sandy Hollow Woods**" and filed in the Office of the Clerk of Suffolk County on September 14, 1988 as Map Number **8615** at Town of Riverhead, County of Suffolk, State of New York; and

**WHEREAS**, plans for the construction of various improvements to said road known and designated as **SANDY HOLLOW COURT and recharge area** were submitted to the Planning Board of the Town of Riverhead; and

**WHEREAS**, said road and recharge area has been completed in accordance with the plans and specifications of the Town of Riverhead Planning Board; and

**WHEREAS**, the construction of the said road and recharge area have met with the approval of the Superintendent of Highways of the Town of Riverhead; and

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

**NOW, THEREFORE, BE IT RESOLVED**, that in accordance with the provisions of Section 171 of the **Highway Law** of the State of New York, consent be and the same is hereby given that the Superintendent of Highways of the Town of Riverhead, make an order laying out

certain road known as **SANDY HOLLOW COURT** and recharge area, the said Town road to consist of the land described in the Cession Deed dated December 27, 1991 and to extend same as delineated therein; and be it further

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

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

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Three Village Associates, Ltd., 125 Plandome Road, Manhasset, New York 11030; the Superintendent of Highways, the Riverhead Planning Board and the Town Attorney's Office.

Dated: Riverhead, New York  
January 16, 1996

TOWN BOARD OF THE TOWN OF  
RIVERHEAD

\_\_\_\_\_  
JAMES R. STARK

\_\_\_\_\_  
VICTOR PRUSINOWSKI

\_\_\_\_\_  
MARK KWASNA

\_\_\_\_\_  
JAMES LULL

\_\_\_\_\_  
OTTO WITTMEIER

**THE VOTE**

Wittmeier	✓ Aye	Nay
Kwasna	✓ Aye	Nay
Lull	✓ Aye	Nay
Prusinowski	✓ Aye	Nay
Stark	✓ Aye	Nay

The Resolution was thereupon  
duly adopted.

# Adopted

1/16/96

## TOWN OF RIVERHEAD

Resolution # 81

### APPROVES SITE PLAN OF DOLLAR STORAGE

**COUNCILMAN WITTMEIER** offered the following resolution, which was seconded by  
**COUNCILMAN KWASNA** :

**WHEREAS**, a site plan and elevations were submitted by Stephen Civardi, as agent for Dollar Storage for the construction of a 135,800 square foot mini storage facility, consisting of five (5) two-story buildings of varying sizes, and attendant site improvements, located at the north side of River Road, 786 feet east of the Long Island Railroad, New York, known and designated as Suffolk County Tax Map Number 0600-118-1-5 & 6; and

**WHEREAS**, the Planning Department has reviewed the site plan dated last December 5, 1995, as prepared by Schnepf & Murrell, P.C., 296 North Main Street, Sayville NY 11704, planting plan dated last December 6, 1995, as prepared by Thomas Domanico, Architect, Oceanside NY 11572, and elevations dated November 13, 1995, as prepared by Gordon L. Todd, Associates, 2116 Bustard Road, Lansdale PA 19446, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved with conditions; and

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

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

**WHEREAS**, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 95-2681 of the Office of the Supervisor of the Town of Riverhead; and

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

### **NOW, THEREFORE, BE IT**

**RESOLVED**, that the site plan, planting plan, and elevations submitted by Stephen Civardi, as agent for Dollar Storage, for the construction of a 135,800 square foot mini storage facility, consisting of five (5) two-story buildings of varying sizes, and attendant site improvements, located at the north side of River Road, 786 feet east of the Long Island Railroad, New York, site plan dated last December 5, 1995, as prepared by Schnepf & Murrell, P.C., 296 North Main Street, Sayville NY 11704, planting plan dated last December 6, 1995, as prepared by Thomas Domanico, Architect, Oceanside NY 11572, and elevations dated November 13, 1995, as prepared by Gordon L. Todd, Associates, 2116 Bustard Road, Lansdale PA 19446, be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;
3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;
4. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
6. Parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
7. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
8. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "**No Parking, Handicap Only**", and the universal symbol affixed thereto. Further, by execution and filing of this document, Jul-Bet Enterprises, Inc. hereby authorizes and consents to the Town of Riverhead to enter premises at the north side of River Road, 786 feet east of the Long Island Railroad, New York, to enforce said handicapped parking regulations;
9. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;
10. That all utilities shall be constructed underground;
11. Pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney in the form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;

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

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

14. That a covenant, in a form acceptable to the Town Attorney, shall be filed in the Office of the Suffolk County Clerk which shall contain the following declarations:

- (i) That all solid waste generated by tenants shall be the responsibility of the owner, and that removal of said solid waste shall occur within 48 hours, or within 24 hours of notification by the Town of Riverhead;
- (ii) That the buildings shall be subdivided into individual storage units as depicted on the site plan approved herein and initialled by a majority of the Town Board, and shall further be leased on an individual basis;
- (iii) That there shall be no use of the site, including the buildings thereon, other than for storage or accessory office use;
- (iv) That there shall be no outdoor storage unless permitted pursuant to a special permit of the Riverhead Town Board;
- (v) That there shall be no overnight parking or other outdoor storage of vehicles;
- (vi) That there shall be no repair or maintenance of vehicles conducted on the site;
- (vii) That all loading and unloading shall be done on an individual basis by the lessee;

14. That no building permit shall issue prior to obtaining all those permits required pursuant to Articles 7 and 12 of the Suffolk County Sanitary Code;

15. That prior to application to the Town of Riverhead for a sign permit pursuant to Section 108-56 of the Code of the Town of Riverhead or installation on site, any sign visible from New York State Route 495 or New York State Route 25 shall have been received any necessary approvals from the New York State Department of Transportation;

16. That the perimeter fencing shall be Ameristar Aegis II, or its equivalent, which shall be approved by the Planning Department prior to its installation on site, and shall have a black finish; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Stephen Civardi, as agent for Dollar Storage, the Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

## DECLARATION AND COVENANTS

**THIS DECLARATION**, made the \_\_\_\_\_ day of \_\_\_\_\_, 1996 made by Jul-Bet Enterprises, Inc., residing at 94 Willis Avenue, Mineola NY 11501, Declarant.

### WITNESSETH:

**WHEREAS**, Declarant is the owner of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto, as provided by Declarant; and

**WHEREAS**, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead, and the owner and prospective owners of said parcel, that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan and said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

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

### NOW, THEREFORE, THIS DECLARANT WITNESSETH:

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

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;

2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;

3. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

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

5. Parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;

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

7. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "**No Parking, Handicap Only**", and the universal symbol affixed thereto;

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

9. That all utilities shall be constructed underground;

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

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

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

13. That all solid waste generated by tenants shall be the responsibility of the owner, and that removal of said solid waste shall occur within 48 hours, or within 24 hours of notification by the Town of Riverhead;

14. That the buildings shall be subdivided into individual storage units as depicted on the site plan approved herein and initialled by a majority of the Town Board, and shall further be leased on an individual basis;

15. That there shall be no use of the site, including the buildings thereon, other than for storage;

16. That there shall be no outdoor storage;

17. That there shall be no overnight parking or other outdoor storage of vehicles;

18. That there shall be no repair or maintenance of vehicles conducted on the site;

19. That all loading and unloading shall be done on an individual basis by the lessee;

20. That the subject development shall meet and obtain all necessary permits pursuant to Articles 7 and 12 of the Suffolk County Sanitary Code;

21. That the elevations approved herein shall be amended by the applicant to indicate the height of the finished second floor, the height of the ridge, and the appearance, locations, and heights of the lifts or elevators, prior to the issuance of a building permit;

22. That prior to application to the Town of Riverhead for a sign permit pursuant to Section 108-56 of the Code of the Town of Riverhead or installation on site, any sign visible from New York State Route 495 or New York State Route 25 shall have been received any necessary approvals from the New York State Department of Transportation;

23. That the perimeter fencing shall be Ameristar Aegis II, or its equivalent, which shall be approved by the Planning Department prior to its installation on site, and shall have a black finish;

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

JUL-BET ENTERPRISES, INC.

By: \_\_\_\_\_

STATE OF NEW YORK)

)ss.:

COUNTY OF SUFFOLK)

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

\_\_\_\_\_  
NOTARY PUBLIC

### THE VOTE

Wittmeier	<input checked="" type="checkbox"/> Aye	Nay
Kwasna	<input checked="" type="checkbox"/> Aye	Nay
Lull	<input checked="" type="checkbox"/> Aye	Nay
Prusinowski	<input checked="" type="checkbox"/> Aye	Nay
Stark	<del>Aye</del>	Nay <i>Abstain</i>

The Resolution was thereupon duly adopted.

January 16, 1996

# Adopted

**TOWN OF RIVERHEAD**Resolution # 82**AUTHORIZES ATTENDANCE OF FINANCIAL ADMINISTRATOR  
AND SENIOR AUDITOR AT CONFERENCE****COUNCILMAN PRUSINOWSKI** OFFERED THE FOLLOWING RESOLUTIONWHICH WAS SECONDED BY **COUNCILMAN LULL**

**WHEREAS**, The New York State Government Finance Officers' Association (NYS-GFOA) will be holding a Conference, March 27, 1996 through March 29, 1996, at The Albany Marriott Hotel, Albany New York; and

**WHEREAS**, John J. Hansen, Financial Administrator has requested attendance for himself and Senior Auditor, Charlene Cambria at the Conference.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby authorizes attendance at the Conference with expenses paid upon submission of receipts.

**BE IT FURTHER RESOLVED**, that the Town Clerk be and is hereby directed to forward a copy of this resolution to Jack Hansen, Financial Administrator.

## THE VOTE

Wittmeier	✓ Aye	Nay
Kwasna	✓ Aye	Nay
Lull	✓ Aye	Nay
Prusinowski	✓ Aye	Nay
Stark	✓ Aye	Nay

The Resolution was thereupon duly adopted.

January 16, 1996

# Adopted

## TOWN OF RIVERHEAD

Resolution # 83

### APPOINTS PART TIME ASSESSMENT CLERK

**COUNCILMAN LULL** OFFERED THE FOLLOWING RESOLUTION  
WHICH WAS SECONDED BY **COUNCILMAN PRUSINOWSKI**

**WHEREAS**, at the request of Maribeth Vail, the Town Board rescinds resolution #95-747 which grants a Parentage Leave of Absence commencing February 5, 1996; and

**WHEREAS**, it is the intent of Maribeth Vail to work as a part-time Assessment Clerk effective February 5, 1996.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby appoints Maribeth Vail as Part-Time Assessment Clerk, effective February 5, 1996 at an hourly rate of compensation of \$12.5760, with a maximum of 17.5 hours per week; and

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

### THE VOTE

Wittmeier	✓ Aye	Nay
Kwasna	✓ Aye	Nay
Lull	✓ Aye	Nay
Prusinowski	✓ Aye	Nay
Stark	✓ Aye	Nay

The Resolution was thereupon duly adopted.

1/16/96

# Adopted

TOWN OF RIVERHEAD

Resolution # 84

## SETS FEE FOR DUPLICATE TAX BILLS

**COUNCILMAN KWASNA** offered the following resolution, was seconded by

**COUNCILMAN WITTMEIER**

WHEREAS, Real Property Tax Law, at Section 922 (1)(b) obligates the Tax Receiver's Office to provide duplicate tax bills in two (2) instances as follows:

- (1) a tax bill must be mailed to a new owner when, prior to the expiration of the collection warrant, the collecting officer receives notice of a transfer of title to property occurring after taxable status date; and (2) a duplicate tax bill must be mailed to a third party when requested by elderly and disabled property owners; and

WHEREAS, increased requests for duplicate bills in instances other than the two (2) set forth above have placed a burden upon the Tax Receiver's Office.

NOW THEREFORE BE IT RESOLVED, that the Tax Receiver be and is hereby authorized to impose a fee of One (\$1.00) Dollar for each duplicate tax bill where said request is other than those instances set forth in Real Property Tax Law, Section 922 (1)(b); and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Diane M. Stuke, Tax Receiver and the Accounting Department.

## THE VOTE

Wittmeier	✓ Aye	Nay
Kwasna	✓ Aye	Nay
Lull	✓ Aye	Nay
Prusinowski	✓ Aye	Nay
Stark	✓ Aye	Nay

The Resolution was thereupon duly adopted.

1/16/96

# Adopted

TOWN OF RIVERHEAD

Resolution # 85

## APPOINTS TOWN REPRESENTATIVE TO THE PECONIC ESTUARY PROGRAM

**COUNCILMAN WITTMEIER** offered the following resolution, was seconded by

**COUNCILMAN KWASNA** :

**WHEREAS**, the use of land within the Town of Riverhead has an impact upon the quality of the surface waters of the Peconic Estuary; and

**WHEREAS**, the Town of Riverhead is currently involved in the preparation of a comprehensive management plan to restore, protect and maintain the natural resources of the estuary through the Peconic Estuary Program; and

**WHEREAS**, the development of the Peconic Estuary Program is currently at a state which requires significant input from the Town of Riverhead in terms of the Program's impact upon the orderly development of the Town of Riverhead; and

**WHEREAS**, the Town Board desires representation by the Town on the Technical Government Committee of the Peconic Estuary Program.

**NOW THEREFORE BE IT RESOLVED**, that Betty Brown, as Chairperson of the Conservation Advisory Committee of the Town of Riverhead, is hereby appointed to the Technical Government Committee of the Peconic Estuary Program; and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Betty Brown, Chairperson, Conservation Advisory Committee and the Planning Department.

### THE VOTE

Wittmeier	✓ Aye	Nay
Kwasna	✓ Aye	Nay
Lull	✓ Aye	Nay
Prusinowski	✓ Aye	Nay
Stark	✓ Aye	Nay

The Resolution was thereupon duly adopted.

# Adopted

1/16/96

## TOWN OF RIVERHEAD

Resolution # 86

### APPROVES SITE PLAN OF 1994 SOUNDVIEW GOLF, INC. - GREAT ROCK GOLF COURSE AT WADING RIVER

#### COUNCILMAN PRUSINOWSKI

\_\_\_\_\_ offered the following

resolution, which was seconded by COUNCILMAN LULL:

**WHEREAS**, a site plan and elevations were submitted by Allen M. Smith, as agent for 1994 Soundview Golf, Inc., for the construction of an eighteen (18) hole golf course, with attendant clubhouse, maintenance area, and site improvements, on lot number 141 of the subdivision Map of Sound Breeze, located at the north side of Sound Avenue, Wading River, New York, known and designated as Suffolk County Tax Map Number 0600-57-1-p/o 1.4; and

**WHEREAS**, the Planning Department and the Planning Board has reviewed the site plan as prepared by William (Buddy) Johnson, Southold, New York dated August 20, 1995 and the attendant Integrated Golf Course Management Plan for the Great Rock at Wading River Golf Course dated September 1, 1995, and has recommended to the Town Board that said site plan application be approved; and

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

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

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

#### NOW, THEREFORE, BE IT

**RESOLVED**, that the site plan entitled Great Rock at Wading River Golf Course, General Master Plan dated September 29, 1995, Grading Plan dated June 1, 1995 and Drainage and Erosion Control Plan dated August 20, 1995 as submitted by Allen M. Smith, as agent for 1994 Soundview Golf, Inc. for the construction of an eighteen (18) hole golf course, with attendant site improvements, on lot number 141 of the subdivision Map of Sound Breeze, located at the north side of Sound Avenue, Wading River, New York, as prepared by William (Buddy) Johnson, Southold, New York last dated August 20, 1995 be and is hereby approved by the Town Board of the Riverhead subject to the following:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk

County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;

3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;

4. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

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

6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;

7. Parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;

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

9. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "**No Parking, Handicap Only**", and the universal symbol affixed thereto. Further, by execution and filing of this document, 1994 Soundview Golf, Inc. hereby authorizes and consents to the Town of Riverhead to enter premises at the north side of Sound Avenue, Wading River, New York, to enforce said handicapped parking regulations;

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

11. That all utilities shall be constructed underground;

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

13. That prior to the issuance of a building permit for the proposed clubhouse and maintenance area the elevation drawings shall be submitted to the Planning Department for

further approval of the Town Board pursuant to Section 108-128 of the Riverhead Zoning Ordinance;

14. That the maintenance area be relocated to a more central area on the site in order to minimize impacts upon residential lots;

15. That the operation of the golf course be conducted in accordance with the Integrated Golf Course Management Plan as made part of the site plan application;

16. That any on-site storage of fertilizers, pesticides and other chemicals be maintained at least 150 feet from any lot line and conform to the requirements of Suffolk County Department of Health Services;

17. That prior to the issuance of a land clearing permit pursuant to Section 52-18.2 of the Town Code the applicant shall show the installation of two (2) wells to observe and monitor background water quality located both upgradient and downgradient, the precise location to be approved by the Planning Board. The subject wells shall be screened so that 10 feet of screen is below the water table and 10 feet is above and should be installed and sampled prior to the application of chemicals pursuant to the Integrated Golf Course Management Plan;

18. That the IGCMP be amended to provide for the testing of groundwater from all on-site wells in order to discover the potential presence of all chemicals to be applied to the ground. The tests shall be completed by a certified laboratory and the results of such tests shall be filed with the Riverhead Town Clerk, Suffolk County Department of Health Services and the New York State Department of Environmental Conservation; and

19. That the grading of the site shall result in a balanced cut and fill and that no exportation of excavated material from the site shall occur unless approved by the Riverhead Planning Board;

20. That the recreational use be limited to the development of a golf club as defined in Section 108-125(A)(i) of the Riverhead Zoning Ordinance and that prior to the issuance of a building permit or a land clearing permit a covenant shall be filed restricting the use of the real property to a golf club specifically excluding night-time golf, night-time driving range, non-golf related catering, two-family dwellings, tennis clubs, resorts, motels, nursery schools, health spas, taverns, restaurants and retail stores as principle uses;

21. That a covenant shall be filed providing that in the event that the real property taxes of lot number 141 are not paid that the Town of Riverhead shall operate the real property as a golf course;

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

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

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Allen M. Smith, as agent for 1994 Soundview Golf, Inc., the Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

## DECLARATION AND COVENANTS

**THIS DECLARATION**, made the \_\_\_\_\_ day of \_\_\_\_\_, 1995 made by 1994 Soundview Golf, Inc., residing at 737 Roanoke Avenue, Riverhead NY 11901, Declarant.

### WITNESSETH:

**WHEREAS**, Declarant is the owner of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto, as provided by Declarant; and

**WHEREAS**, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead, and the owner and prospective owners of said parcel, that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan and said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

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

### NOW, THEREFORE, THIS DECLARANT WITNESSETH:

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

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;

2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;

3. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

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

5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;

6. Parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;

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

8. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "**No Parking, Handicap Only**", and the universal symbol affixed thereto;

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

10. That all utilities shall be constructed underground;

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

12. That the recreational use be limited to the development of a golf club as defined in Section 103-125 (A)(i) of the Town of Riverhead Zoning Ordinance, and that the real property be restricted to use as a golf club; specifically excluding night time golf, night time driving range, non-golf related catering, the development of two family dwelling, tennis clubs, resorts, motels, nursery schools, health spas, taverns, restaurants, and retail stores as principle uses;

13. That in the event that the real property taxes are not paid, the Town of Riverhead may use or sell the real property under the terms of the covenant and its amendments as filed with the Clerk of the County of Suffolk;

14. That in the event that a golf course is developed as approved, the residential development of the property shall be limited to no more than 140 lots or units;

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

16. 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;

17. That the operation of the golf course be conducted in accordance with the Integrated Golf Course Management Plan as amde part of the site plan application;

18. That any on-site storage of fertilizers, pesticides, and other chemicals be maintained at least 150 feet from any lot line and conform to the requirements of the Suffolk County Department of Health Services;

19. That two (2) wells, as indicated on the site plan approved herein, shall be maintained for the purpose of monitoring water quality, which wells shall be screened so that 10 feet of screen is below the water table and 10 feet is above and should be installed and sampled prior to the application of chemicals pursuant to the Integrated Golf Course Management Plan.

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

**1994 SOUNDVIEW GOLF INC.**

By: \_\_\_\_\_

STATE OF NEW YORK)

)ss.:

COUNTY OF SUFFOLK)

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

\_\_\_\_\_  
NOTARY PUBLIC

**THE VOTE**

Wittmeier	✓ Aye	Nay
Kwasna	✓ Aye	Nay
Lull	✓ Aye	Nay
Prusinowski	✓ Aye	Nay
Stark	✓ Aye	Nay

The Resolution was thereupon duly adopted.

# Adopted

1/16/96

TOWN OF RIVERHEAD

Resolution # 87

AMENDS SITE PLAN APPROVAL GRANTED BY THE TOWN BOARD OF THE TOWN OF RIVERHEAD TO ARTHUR KRETSCHMER UNDER RESOLUTION #657 ADOPTED NOVEMBER 19, 1991, AND RESOLUTION #624 ADOPTED OCTOBER 6, 1992

## COUNCILMAN LULL

offered the following

resolution, which was seconded by

## COUNCILMAN PRUSINOWSKI

**WHEREAS**, in furtherance of settling the conflicting claims of Arthur Kretschmer and the Town of Riverhead with reference to use of the site on the south side of New York State Route 25A in Wading River and to provide both parties with a final determination permitting use of the site, now

### **THEREFORE, BE IT**

**RESOLVED**, that the Town of Riverhead hereby amends paragraph 15 of Resolution #624 adopted October 6, 1992 to read in its entirety as follows:

15. (a) The then owner of the premises shall be entitled to access from New York State Route 25A, and may use a curb cut at New York State Route 25A for both ingress and egress until the street known as "Main Street" shall be constructed and opened, at which time access from New York State Route 25A shall be limited to ingress only, with egress by way of Main Street;

(b) Upon completion of construction of that access known as Main Street, the then owner of the site shall surrender, abandon and release any and all interest in and to a certain easement or right of way as reflected on filed map No. 7201 which easement runs east and west along the front of the site parallel to New York State Route 25A and the then owner agrees to sign the necessary instruments prepared by the Town Attorney to effect this surrender and release of the owner's interest in and to said easement or right of way, and further will place this agreement in the form of a covenant and record it with the Suffolk County Clerk; and

### **BE IT FURTHER**

**RESOLVED**, that this resolution shall not take effect until the current owner of the property executes and delivers to the Town Clerk a certified copy of the covenants required herein duly recorded with the County of Suffolk, and

### **BE IT FURTHER**

**RESOLVED**, that all terms and conditions of Resolution #657 adopted November 19, 1991 and Resolution #624 adopted October 6, 1992, except as herein modified, shall remain in full force and effect, and

**BE IT FURTHER**

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Charles R. Cuddy, Esq., attorney for Arthur Kretschmer; the Planning Department, and the Building Department.

**THE VOTE**

Wittmeier	✓	Aye	Nay
Kwasna	✓	Aye	Nay
Lull	✓	Aye	Nay
Prusinowski	✓	Aye	Nay
Stark	✓	Aye	Nay

The Resolution was thereupon duly adopted.

# Adopted

1/16/96

## TOWN OF RIVERHEAD

Resolution # 88

### APPROVES SITE PLAN OF GLENWOOD (RECREATION CENTER)

**COUNCILMAN KWASNA**

offered the following resolution, which was seconded by

**COUNCILMAN WITTMEIER**

**WHEREAS**, a site plan and elevations were submitted by W. Brian Stark for the construction of a gable roof to replace the current flat roof on the existing recreation center, located at 1661 Old Country Road, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-119-1-22.3; and

**WHEREAS**, the Planning Department has reviewed the site plan dated January 21, 1980, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead NY 11901, and elevations dated December 18, 1995, as prepared by Donald A. Denis, AIA, P.O. Box 565, Aquebogue NY 11931, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

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

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

**WHEREAS**, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 96-1604 of the Office of the Supervisor of the Town of Riverhead; and

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

### **NOW, THEREFORE, BE IT**

**RESOLVED**, that the site plan and elevations submitted by W. Brian Stark, for the construction of a gable roof to replace the current flat roof on the existing recreation center, located at 1661 Old Country Road, Riverhead, New York, site plan dated January 21, 1980, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead NY 11901, and elevations dated December 18, 1995, as prepared by Donald A. Denis, AIA, P.O. Box 565, Aquebogue NY 11931, be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;

2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;

3. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the Riverhead Town Code shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;

4. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

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

6. Parking, paving and drainage shall be provided pursuant to specifications outlined in the Riverhead Town Code;

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

8. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto. Further, by execution and filing of this document, J. Douglas and W. Brian Stark hereby authorizes and consents to the Town of Riverhead to enter premises at 1661 Old Country Road, Riverhead, New York, to enforce said handicapped parking regulations;

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

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

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to W. Brian Stark, the Riverhead Planning Department, and the Riverhead Building Department.

## DECLARATION AND COVENANTS

**THIS DECLARATION**, made the \_\_\_\_\_ day of \_\_\_\_\_, 1996 made by J. Douglas and W. Brian Stark, residing at 1661 Old Country Road, Riverhead NY 11901, Declarant.

### WITNESSETH:

**WHEREAS**, Declarant is the owner of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto, as provided by Declarant; and

**WHEREAS**, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead, and the owner and prospective owners of said parcel, that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan and said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

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

### NOW, THEREFORE, THIS DECLARANT WITNESSETH:

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

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That the form, design, location and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements and any restrictions imposed as a condition of the site plan approval granted herein;
3. No lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
4. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
5. Parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
6. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;

7. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only", and the universal symbol affixed thereto;

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

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

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

\_\_\_\_\_  
J. Douglas Stark

\_\_\_\_\_  
W. Brian Stark

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

On the \_\_\_\_\_ day of \_\_\_\_\_, 1995 before me personally came \_\_\_\_\_, to me known and known to be the individual who executed the foregoing instrument; that (s)he is the owner of certain real property located at 1661 Old Country Road, Riverhead, New York, the subject property of this Declaration and Covenant, and understands the content thereof; and that (s)he did swear to me that (s)he executed the same.

### THE VOTE

<del>Wittmeler</del>	<del>Public</del>	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> Nay
Kwasna		<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> Nay
Lull		<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> Nay
Prusinowski		<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> Nay
Stark		<del>Aye</del>	<del>Nay</del> <i>Abstain</i>

The Resolution was thereupon duly adopted

# COUNCILMAN LULL

offered the following Resolution which was seconded by

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

## COUNCILMAN PRUSINOWSKI

ACCOUNTS	CH	NONE*	CHECKRUN TOTALS*	GRAND TOTALS**
GENERAL TOWN	001	\$0.00	\$174,788.36	\$174,788.36
PARKING METER	002	\$0.00	\$0.00	\$0.00
AMBULANCE FUND	003	\$0.00	\$413.84	\$413.84
POLICE ATHLETIC LEAGUE	004	\$0.00	\$0.00	\$0.00
YOUTH CENTER	005	\$0.00	\$75.00	\$75.00
RECREATION PROGRAM	006	\$0.00	\$0.00	\$0.00
SENIOR NUTRITION SITE COUNCIL	007	\$0.00	\$0.00	\$0.00
D.A.R.F. PROGRAM FUND	008	\$0.00	\$0.00	\$0.00
CHILD CARE BUILDING FUND	009	\$0.00	\$0.00	\$0.00
HIGHWAY	111	\$0.00	\$23,024.14	\$23,024.14
WATER	112	\$0.00	\$11,887.10	\$11,887.10
REPAIR & MAINTENANCE	113	\$0.00	\$0.00	\$0.00
SEWER	114	\$0.00	\$4,910.50	\$4,910.50
REFUSE & GARBAGE COLLECTION	115	\$0.00	\$113,664.32	\$113,664.32
STREET LIGHTING	116	\$0.00	\$1,861.20	\$1,861.20
PUBLIC PARKING	117	\$0.00	\$1,552.46	\$1,552.46
BUSINESS IMPROVEMENTS DISTRICT	118	\$0.00	\$0.00	\$0.00
TOR URBAN DEV CORP TRUST ACCT	119	\$0.00	\$0.00	\$0.00
WORKER'S COMPENSATION FUND	173	\$0.00	\$0.00	\$0.00
HOSPITALIZATION SELF INSURANCE	174	\$0.00	\$0.00	\$0.00
RISK RETENTION FUND	175	\$0.00	\$0.00	\$0.00
UNEMPLOYMENT INSURANCE FUND	176	\$0.00	\$0.00	\$0.00
MAIN STREET REHAB PROGRAM	177	\$0.00	\$0.00	\$0.00
REVOLVING LOAN PROGRAM	178	\$0.00	\$1,294.25	\$1,294.25
RESIDENTIAL REHAB	179	\$0.00	\$0.00	\$0.00
DISCRETIONARY/SHALL. CITIES	180	\$0.00	\$0.00	\$0.00
CONG CONSORTIUM ACCOUNT	181	\$0.00	\$0.00	\$0.00
URBAN DEVEL CORP WORKING	182	\$0.00	\$0.00	\$0.00
RESTORE	184	\$0.00	\$0.00	\$0.00
PUBLIC PARKING DEBT	381	\$0.00	\$0.00	\$0.00
SEWER DISTRICT DEBT	382	\$0.00	\$0.00	\$0.00
WATER DEBT	383	\$0.00	\$0.00	\$0.00
GENERAL FUND DEBT SERVICE	384	\$0.00	\$0.00	\$0.00
SCAVENGER WASTE DISTRICT DEBT	385	\$0.00	\$0.00	\$0.00
CONV DEVEL AGENCY CAP PROJECT	405	\$0.00	\$0.00	\$0.00
TOWN HALL CAPITAL PROJECTS	406	\$0.00	\$0.00	\$0.00
EIGHT HUNDRED SERIES	408	\$0.00	\$0.00	\$0.00
WATER IMPROVEMENT CAP. PROJECT	409	\$0.00	\$0.00	\$0.00
NUTRITION CAPITAL IMPROVEMENTS	441	\$0.00	\$0.00	\$0.00
CHIPS	451	\$0.00	\$0.00	\$0.00
YOUTH SERVICES	452	\$0.00	\$722.75	\$722.75
SENIORS HELPING SENIORS	453	\$0.00	\$0.00	\$0.00
ELSEP	454	\$0.00	\$0.00	\$0.00
SCAVENGER WASTE CAP PROJECT	470	\$0.00	\$0.00	\$0.00
MUNICIPAL FUEL FUND	625	\$0.00	\$3,169.54	\$3,169.54
MUNICIPAL GARAGE	626	\$0.00	\$1,439.21	\$1,439.21
TRUST & AGENCY	715	\$0.00	\$166,073.83	\$166,073.83
SPECIAL TRUST	736	\$0.00	\$0.00	\$0.00
COMMUNITY DEVELOPMENT AGENCY	915	\$0.00	\$0.00	\$0.00
JOINT SCAVENGER WASTE	918	\$0.00	\$1,510.04	\$1,510.04
TAYLOR CLEARING ACCOUNT	998	\$0.00	\$0.00	\$0.00
CENTRAL CLEARING ACCOUNT	999	\$0.00	\$0.00	\$0.00
TOTALS		\$0.00	\$508,415.44	\$508,415.44

## THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon  
duly adopted.

# COUNCILMAN LULL

offered the following Resolution which was seconded by

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

## COUNCILMAN PRUSINOWSKI

ACCOUNTS		NONE*	**CHECKRUN TOTALS*	***GRAND TOTALS***
GENERAL TOWN	001	\$0.00	\$37,163.65	\$37,163.65
PARKING METER	002	\$0.00	\$0.00	\$0.00
AMBULANCE FUND	003	\$0.00	\$258.00	\$258.00
POLICE ATHLETIC LEAGUE	004	\$0.00	\$0.00	\$0.00
TEEN CENTER	005	\$0.00	\$0.00	\$0.00
RECREATION PROGRAM	006	\$0.00	\$1,646.50	\$1,646.50
SENIOR NUTRITION SITE COUNCIL	007	\$0.00	\$0.00	\$0.00
D.A.R.E. PROGRAM FUND	008	\$0.00	\$322.89	\$322.89
CHILD CARE BUILDING FUND	009	\$0.00	\$4,327.60	\$4,327.60
HIGHWAY	111	\$0.00	\$75.95	\$75.95
WATER	112	\$0.00	\$1,350.42	\$1,350.42
REPAIR & MAINTENANCE	113	\$0.00	\$0.00	\$0.00
SEWER	114	\$0.00	\$2,007.95	\$2,007.95
REFUSE & GARBAGE COLLECTION	115	\$0.00	\$1,366.04	\$1,366.04
STREET LIGHTING	116	\$0.00	\$3,742.18	\$3,742.18
PUBLIC PARKING	117	\$0.00	\$179.72	\$179.72
BUSINESS IMPROVEMENTS DISTRICT	118	\$0.00	\$1,026.25	\$1,026.25
TOR URBAN DEV CORP TRUST ACCT	119	\$0.00	\$0.00	\$0.00
WORKER'S COMPENSATION FUND	173	\$0.00	\$0.00	\$0.00
HOSPITALIZATION SELF INSURANCE	174	\$0.00	\$0.00	\$0.00
RISK RETENTION FUND	175	\$0.00	\$300.00	\$300.00
UNEMPLOYMENT INSURANCE FUND	176	\$0.00	\$0.00	\$0.00
MAIN STREET REHAB PROGRAM	177	\$0.00	\$0.00	\$0.00
REVOLVING LOAN PROGRAM	178	\$0.00	\$0.00	\$0.00
RESIDENTIAL REHAB	179	\$0.00	\$0.00	\$0.00
DISCRETIONARY/SMALL CITIES	180	\$0.00	\$0.00	\$0.00
CONG CONSORTIUM ACCOUNT	181	\$0.00	\$216.68	\$216.68
URBAN DEVEL CORP WORKING	182	\$0.00	\$0.00	\$0.00
RESTORE	184	\$0.00	\$0.00	\$0.00
PUBLIC PARKING DEBT	381	\$0.00	\$0.00	\$0.00
SEWER DISTRICT DEBT	382	\$0.00	\$0.00	\$0.00
WATER DEBT	383	\$0.00	\$0.00	\$0.00
GENERAL FUND DEBT SERVICE	384	\$0.00	\$0.00	\$0.00
SCAVENGER WASTE DISTRICT DEBT	385	\$0.00	\$0.00	\$0.00
COMM DEVEL AGENCY CAP PROJECT	405	\$0.00	\$0.00	\$0.00
TOWN HALL CAPITAL PROJECTS	406	\$0.00	\$0.00	\$0.00
EIGHT HUNDRED SERIES	408	\$0.00	\$0.00	\$0.00
WATER IMPROVEMENT CAP. PROJECT	409	\$0.00	\$0.00	\$0.00
NUTRITION CAPITAL IMPROVEMENTS	441	\$0.00	\$0.00	\$0.00
CHIPS	451	\$0.00	\$0.00	\$0.00
YOUTH SERVICES	452	\$0.00	\$0.00	\$0.00
SENIORS HELPING SENIORS	453	\$0.00	\$0.00	\$0.00
EISEP	454	\$0.00	\$0.00	\$0.00
SCAVENGER WASTE CAP PROJECT	470	\$0.00	\$0.00	\$0.00
MUNICIPAL FUEL FUND	625	\$0.00	\$0.00	\$0.00
MUNICIPAL GARAGE	626	\$0.00	\$4,201.10	\$4,201.10
TRUST & AGENCY	735	\$0.00	\$1,000.00	\$1,000.00
SPECIAL TRUST	736	\$0.00	\$0.00	\$0.00
COMMUNITY DEVELOPMENT AGENCY	915	\$0.00	\$341.57	\$341.57
JOINT SCAVENGER WASTE	918	\$0.00	\$123.05	\$123.05
PAYROLL CLEARING ACCOUNT	998	\$0.00	\$0.00	\$0.00
CENTRAL CLEARING ACCOUNT	999	\$0.00	\$0.00	\$0.00
TOTALS		\$0.00	\$59,649.55	\$59,649.55

## THE VOTE

Wittmeier	<u>Aye</u>	Nay
Kwasna	<u>Aye</u>	Nay
Lull	<u>Aye</u>	Nay
Prusinowski	<u>Aye</u>	Nay
Stark	<u>Aye</u>	Nay

The Resolution was thereupon  
duly adopted.

**COUNCILMAN LULL** offered the following Resolution which was seconded by  
**COUNCILMAN PRUSINOWSKI**

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

ACCOUNTS	*CD - 1/12/96*	**CHECKRUN TOTALS*	***GRAND TOTALS***
GENERAL TOWN 001	\$6,000,000.00	\$2,558.05	\$6,002,558.05
PARKING METER 002	\$20,000.00	\$0.00	\$20,000.00
AMBULANCE FUND 003	\$38,000.00	\$0.00	\$38,000.00
POLICE ATHLETIC LEAGUE 004	\$0.00	\$1,531.60	\$1,531.60
TEEN CENTER 005	\$0.00	\$0.00	\$0.00
RECREATION PROGRAM 006	\$0.00	\$0.00	\$0.00
SENIOR NUTRITION SITE COUNCIL 007	\$0.00	\$0.00	\$0.00
D.A.R.E. PROGRAM FUND 008	\$0.00	\$0.00	\$0.00
CHILD CARE BUILDING FUND 009	\$0.00	\$0.00	\$0.00
BIQUINAY 111	\$800,000.00	\$0.00	\$800,000.00
WATER 112	\$950,000.00	\$0.00	\$950,000.00
REPAIR & MAINTENANCE 113	\$75,000.00	\$0.00	\$75,000.00
POWER 114	\$300,000.00	\$1,762.76	\$301,762.76
REFUSE & GARBAGE COLLECTION 115	\$0.00	\$3,071.28	\$3,071.28
STREET LIGHTING 116	\$325,000.00	\$19.52	\$325,019.52
PUBLIC PARKING 117	\$95,000.00	\$0.00	\$95,000.00
BUSINESS IMPROVEMENTS DISTRICT 118	\$60,000.00	\$0.00	\$60,000.00
TOR URBAN DEV CORP TRUST ACCT 119	\$0.00	\$0.00	\$0.00
WORKER'S COMPENSATION FUND 173	\$20,000.00	\$0.00	\$20,000.00
HOSPITALIZATION SELF INSURANCE 174	\$0.00	\$0.00	\$0.00
RISK RETENTION FUND 175	\$0.00	\$0.00	\$0.00
UNEMPLOYMENT INSURANCE FUND 176	\$0.00	\$0.00	\$0.00
HATH STREET REHAB PROGRAM 177	\$0.00	\$0.00	\$0.00
REVOLVING LOAN PROGRAM 178	\$0.00	\$0.00	\$0.00
RESIDENTIAL REHAB 179	\$0.00	\$0.00	\$0.00
DISCRETIONARY/SMALL CITIES 180	\$0.00	\$0.00	\$0.00
COBG CONSORTIUM ACCOUNT 181	\$0.00	\$0.00	\$0.00
URBAN DEVEL CORP WORKING 182	\$0.00	\$0.00	\$0.00
RESTORE 184	\$0.00	\$0.00	\$0.00
PUBLIC PARKING DEBT 188	\$18,000.00	\$0.00	\$18,000.00
SEWER DISTRICT DEBT 189	\$0.00	\$0.00	\$0.00
WATER DEBT 183	\$0.00	\$0.00	\$0.00
GENERAL FUND DEBT SERVICE 184	\$0.00	\$0.00	\$0.00
SCAVENGER WASTE DISTRICT DEBT 185	\$0.00	\$0.00	\$0.00
COMM DEVEL AGENCY CAP PROJECT 405	\$0.00	\$0.00	\$0.00
TOWN HALL CAPITAL PROJECTS 406	\$0.00	\$127,004.50	\$127,004.50
EIGHT HUNDRED SERIES 408	\$0.00	\$0.00	\$0.00
WATER IMPROVEMENT CAP. PROJECT 409	\$0.00	\$0.00	\$0.00
NUTRITION CAPITAL IMPROVEMENTS 441	\$0.00	\$0.00	\$0.00
CHILDREN 451	\$0.00	\$0.00	\$0.00
YOUTH SERVICES 452	\$25,000.00	\$0.00	\$25,000.00
SENIORS HELPING SENIORS 453	\$0.00	\$52.20	\$52.20
SEEP 454	\$0.00	\$61.80	\$61.80
SCAVENGER WASTE CAP PROJECT 470	\$0.00	\$0.00	\$0.00
MUNICIPAL FUEL FUND 625	\$40,000.00	\$0.00	\$40,000.00
MUNICIPAL GARAGE 626	\$15,000.00	\$275.00	\$15,275.00
TRUST & AGENCY 715	\$0.00	\$13,400,000.00	\$13,400,000.00
SPECIAL TRUST 716	\$0.00	\$0.00	\$0.00
COMMUNITY DEVELOPMENT AGENCY 915	\$0.00	\$0.00	\$0.00
JOINT SCAVENGER WASTE 918	\$0.00	\$1,175.17	\$1,175.17
PAYROLL CLEARING ACCOUNT 998	\$0.00	\$0.00	\$0.00
CENTRAL CLEARING ACCOUNT 999	\$0.00	\$0.00	\$0.00
TOTALS	\$8,401,000.00	\$13,537,511.88	\$22,338,511.88

THE VOTE  
 With  
 Kwasna  
 Lull  
 Prusinowski  
 Stark  
 The Resolution as there  
 duly adopted

## THE VOTE

Wittmeier	Aye	Nay
Kwasna	Aye	Nay
Lull	Aye	Nay
Prusinowski	Aye	Nay
Stark	Aye	Nay

The Resolution was thereupon  
duly adopted.

**COUNCILMAN LULL**

offered the following Resolution which was seconded by

**COUNCILMAN PRUSINOWSKI**

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

ACCOUNTS	*CD - 1/12/96*	**CHECKRUN TOTALS*	***GRAND TOTALS***
GENERAL TOWN 001	\$6,000,000.00	\$2,558.05	\$6,002,558.05
PARKING METER 002	\$20,000.00	\$0.00	\$20,000.00
AMBULANCE FUND 003	\$38,000.00	\$0.00	\$38,000.00
POLICE ATHLETIC LEAGUE 004	\$0.00	\$1,531.60	\$1,531.60
TEEN CENTER 005	\$0.00	\$0.00	\$0.00
RECREATION PROGRAM 006	\$0.00	\$0.00	\$0.00
SENIOR NUTRITION SITE COUNCIL 007	\$0.00	\$0.00	\$0.00
D.A.R.E. PROGRAM FUND 008	\$0.00	\$0.00	\$0.00
CHILD CARE BUILDING FUND 009	\$0.00	\$0.00	\$0.00
HIGHWAY 111	\$800,000.00	\$0.00	\$800,000.00
WATER 112	\$950,000.00	\$0.00	\$950,000.00
REPAIR & MAINTENANCE 113	\$75,000.00	\$0.00	\$75,000.00
SEWER 114	\$300,000.00	\$1,762.76	\$301,762.76
REFUSE & GARBAGE COLLECTION 115	\$0.00	\$3,071.28	\$3,071.28
STREET LIGHTING 116	\$325,000.00	\$19.52	\$325,019.52
PUBLIC PARKING 117	\$95,000.00	\$0.00	\$95,000.00
BUSINESS IMPROVEMENTS DISTRICT 118	\$60,000.00	\$0.00	\$60,000.00
TOR URBAN DEV CORP TRUST ACCT 119	\$0.00	\$0.00	\$0.00
WORKER'S COMPENSATION FUND 173	\$20,000.00	\$0.00	\$20,000.00
HOSPITALIZATION SELF INSURANCE 174	\$0.00	\$0.00	\$0.00
RISK RETENTION FUND 175	\$0.00	\$0.00	\$0.00
UNEMPLOYMENT INSURANCE FUND 176	\$0.00	\$0.00	\$0.00
MAIN STREET REHAB PROGRAM 177	\$0.00	\$0.00	\$0.00
REVOLVING LOAN PROGRAM 178	\$0.00	\$0.00	\$0.00
RESIDENTIAL REHAB 179	\$0.00	\$0.00	\$0.00
DISCRETIONARY/SHALL CITIES 180	\$0.00	\$0.00	\$0.00
COBG CONSORTIUM ACCOUNT 181	\$0.00	\$0.00	\$0.00
URBAN DEVEL CORP WORKING 182	\$0.00	\$0.00	\$0.00
RESTORE 184	\$0.00	\$0.00	\$0.00
PUBLIC PARKING DEBT 183	\$18,000.00	\$0.00	\$18,000.00
SEWER DISTRICT DEBT 182	\$0.00	\$0.00	\$0.00
WATER DEBT 183	\$0.00	\$0.00	\$0.00
GENERAL FUND DEBT SERVICE 184	\$0.00	\$0.00	\$0.00
SCAVENGER WASTE DISTRICT DEBT 185	\$0.00	\$0.00	\$0.00
COMM DEVEL AGENCY CAP PROJECT 405	\$0.00	\$0.00	\$0.00
TOWN HALL CAPITAL PROJECTS 406	\$0.00	\$127,004.50	\$127,004.50
EIGHT HUNDRED SERIES 408	\$0.00	\$0.00	\$0.00
WATER IMPROVEMENT CAP. PROJECT 409	\$0.00	\$0.00	\$0.00
NUTRITION CAPITAL IMPROVEMENTS 441	\$0.00	\$0.00	\$0.00
CRIPS 451	\$0.00	\$0.00	\$0.00
YOUTH SERVICES 452	\$25,000.00	\$0.00	\$25,000.00
SENIORS HELPING SENIORS 453	\$0.00	\$52.20	\$52.20
SEFP 454	\$0.00	\$61.80	\$61.80
SCAVENGER WASTE CAP PROJECT 470	\$0.00	\$0.00	\$0.00
MUNICIPAL FUEL FUND 625	\$40,000.00	\$0.00	\$40,000.00
MUNICIPAL GARAGE 626	\$15,000.00	\$275.00	\$35,275.00
TRUST & AGENCY 715	\$0.00	\$13,400,000.00	\$13,400,000.00
SPECIAL TRUST 736	\$0.00	\$0.00	\$0.00
COMMUNITY DEVELOPMENT AGENCY 915	\$0.00	\$0.00	\$0.00
JOINT SCAVENGER WASTE 918	\$0.00	\$1,175.17	\$1,175.17
RAYMOND CLEARING ACCOUNT 998	\$0.00	\$0.00	\$0.00
CENTRAL CLEARING ACCOUNT 999	\$0.00	\$0.00	\$0.00
TOTALS	\$8,801,000.00	\$13,537,511.88	\$22,338,511.88

## **ONE-DAY TRAINING SEMINAR**

*Investing and Managing Public Funds*

*March 27, 1996 9:00 a.m. - 5:00 p.m.*

Recent developments throughout the country have focused much attention on the investment of public funds, particularly the safety and security of public funds. As professionals responsible for those public funds need to keep current with the latest cash management and investment techniques along with current and proposed federal and state legislation.

- 8:30 a.m. ♦ **Registration and Continental Breakfast**
- 9:00 a.m. ♦ **I. Cash Management/Treasury Operations**  
 Cash receipts techniques - lockboxes, etc.  
 Cash disbursements techniques - EFT, etc.  
 Collateralizing bank deposits  
 Cash forecasting models  
 Treasury workstation applications
- II. The Investment Function**  
 Developing an investment policy  
 Evaluation of legal and technical environment  
 Eligible securities  
 Characteristics of different securities  
 Direct vs indirect (cooperative) investments - advantages and disadvantages  
 Developing an investment strategy
- 12:30 p.m. ♦ **Lunch**
- III. Evaluation of Your Investment Portfolio**
- IV. Current and Proposed State and Federal Legislation**  
 Broker-dealer relationships - suitability, provisions and liability  
 Advisory services  
 Cooperative investment pools  
 Allowable investments  
 Collateral  
 Credit cards  
 Electronic funds transfer
- V. Financial Reporting Requirements**
- VI. Orange County, California**  
 Could it happen again? Could it happen in NY State?
- 4:50 p.m. ♦ **Summary and Q & A**

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*Presenters include knowledgeable investment and cash management practitioners from both the public and private sector.*

## 1996 PROGRAM AGENDA

### WEDNESDAY, MARCH 27

- 9 a.m. Registration Opens
- 9 a.m. One-Day Training Seminar
- 9 a.m. Exhibitor Booth Set-up
- 9 a.m. Welcoming Reception

### THURSDAY, MARCH 28

- 9 a.m. Registration Opens / Breakfast Buffet
- 9 a.m. Exhibit Area Opens
- 9 a.m. Welcome - *Michael A. Genito, President*
- 9 a.m. Economic Development in NY State  
*Speaker TBA*
- 9 a.m. GASB Update  
*Tom L. Allen, Chairman, GASB*
- 9 a.m. Senate and Assembly Legislative Updates  
*Honorable Sheldon Silver,  
Speaker of the Assembly  
Honorable Joseph L. Bruno,  
Senate Majority Leader*
- 9 a.m. SEC Disclosure and New Legislation  
*Paul Maco, Director, Office of  
Municipal Securities, SEC*
- 10 p.m. Past Presidents Luncheon
- 10 p.m. Cooperative Investing Legislation  
*Honorable William J. Larkin, Jr.,  
NYS Senate  
Honorable Francis J. Pordum,  
NYS Assembly*

### Thursday's Concurrent Sessions

- 10 p.m. A. GASB's New Reporting Model  
*Tom L. Allen, Chairman, GASB*
- B. Continuing Disclosure by Municipal Debt Issuers - No More Talk, Now It's Law
- C. *Todd Miles, Partner, Hawkins, Delafield & Wood*
- Ann Lowenthal, Vice President, Moody's Investors Services*
- Rhonda K. Kirschner, Esq., Sr. Counsel & Corp. VP, PaineWebber Inc.*
- Anne G. Ross, Vice President & Mgr., Roosevelt & Cross, Inc.*

### THURSDAY, CONT'D

- 2:10 p.m. C. The Impact of Year 2000 on Your Computer Applications  
*Michael DeSena, Manager,  
KPMG Peat Marwick, LLP*
- 3:40 p.m. A. GASB's Statements on Landfills and Compensated Absences  
*J. Dwight Hadley, CFO, Albany County Airport Authority*
- Brian J. O'Neill, Assist. Director, Bureau of Mun. Acctg. Systems, OSC*
- B. Investing and Managing Public Funds Highlights  
*Speaker TBA*
- C. The Internet in Your Office  
*Tony Pascarella, Project Dir., LGTIP*
- Michael A. Genito, Dir. of Finance, Town of Ramapo*
- 5:30 p.m. Annual Reception
- 6:30 p.m. Annual Meeting and Banquet  
Keynote Speaker:
  - *Honorable George E. Pataki, NYS Governor (inv.)*
  - *Scholarship Presentation*

### FRIDAY, MARCH 29

- 7:00 a.m. Registration Opens / Breakfast Buffet
- 8:00 a.m. Exhibit Area Opens
- 8:10 a.m. GFOA Washington Liaison Activities -  
*Cathy L. Spain, Director, GFOA  
Federal Liaison Center*
- 9:00 a.m. Comptroller's Initiatives and Update  
*Honorable H. Carl McCall,  
State Comptroller*
- 10:00 a.m. Tax Exempt Organizations - Service Charges in Lieu of Taxes  
*Susan Hauser, Municipal Attorney,  
City of Rochester*
- 10:40 a.m. Government Reinvention  
*C. Scott Vanderhoef, Co. Executive,  
Rockland County*
- 11:40 a.m. Regulatory Reform  
*Robert King, Director, Governor's  
Office of Regulatory Reform*
- 1:00 p.m. Buffet Luncheon

• SCHEDULE SUBJECT TO CHANGES •