

BROUGHT OFF TABLE

793 AUTHORIZES REDUCTION OF PERFORMANCE BONDS FOR BAYWOOD ESTATES, INC. FOR ROAD & DRAINAGE IMPROVEMENTS - MAP OF MANORS AT BAITING HOLLOW

COUNCILPERSON Civiletti offered the following resolution, which was seconded by COUNCILPERSON Lombardi:

WHEREAS, original bonds have been posted with the Town of Riverhead for road and drainage improvements as follows:

Section I	\$226,000.00
Section II	286,000.00
Section III	170,000.00
Section IV	156,000.00

and

WHEREAS, the Town's consulting engineer, Riverhead Planning Board and the Attorney for the Town have recommended that said bond amounts be reduced as follows:

Section I	\$75,000.00
Section II	75,000.00
Section III	50,000.00
Section IV	50,000.00

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board does hereby consent to the reduction of the aforementioned bonds as follows:

Section I	\$75,000.00
Section II	75,000.00
Section III	50,000.00
Section IV	50,000.00

and approves the form and sufficient of the consent to the reduction of the bonds regarding Section I and Section II as same are filed with the Town Clerk, and that the Town Clerk be and is hereby authorized to keep said bonds and consents on file in her office; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr., Esq., attorney for the applicant, the Riverhead Planning Board and the Town Attorney's Office.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, abstain, Janoski, yes.

The resolution was thereupon duly declared TABLED.

826 Releases Performance and Labor and Material Bonds and Accepts Maintenance Bond of CBI Services, Inc., RE: Water Storage Standpipe in Wading River

Councilman Civiletti offered the following resolution which was seconded by Councilman Lombardi,

WHEREAS, CBI Services, Inc., in accordance with the terms and conditions of the contract entered into between themselves and the Town of Riverhead Water District, did supply a Performance Bond and Labor and Material Bond regarding the construction of a water storage standpipe in Wading River, in the amount of \$428,222.00, and

WHEREAS, the engineer has certified to the Town that the work has been completed in a satisfactory manner, and

WHEREAS, they have posted a Maintenance Bond for a period of one year as required by the contract,

NOW, THEREFORE, BE IT

RESOLVED, that the Performance Bond and Labor and Material Bond of CBI Services, Inc. as it relates to the construction of a water storage standpipe in Wading River be and is hereby released, and the Maintenance Bond which runs from September 15, 1989, to September 15, 1990, in the amount of \$428,222 is hereby accepted, and be it further

RESOLVED, that the Town Clerk forward certified copies of this resolution to Pierre Lundberg, Esq.; Gary Pendzick; and CBI Services, Inc.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

827 IMPOSES SERVICE CHARGE ON DISHONORED CHECKS AND CHECKS
RETURNED FOR INSUFFICIENT FUNDS

COUNCILPERSON _____ offered the following resolution, which was seconded by COUNCILPERSON _____:

WHEREAS, pursuant to Section 85 of the General Municipal Law, the Town Board of the Town of Riverhead is authorized to impose a charge to be added to any account owing to the Town of Riverhead where a tendered payment of such account was by check or other written order which was returned for insufficient funds; and

WHEREAS, in the event the account owing to the Town of Riverhead is for a tax, special ad valorem levy or special assessment, the charge shall be included on whatever list of delinquent accounts is prepared for the enforcement of this lien; and

WHEREAS, the Town Board determines that a charge of fifteen dollars (\$15.) per check is reasonable.

NOW, THEREFORE, BE IT

RESOLVED, that a fifteen dollar (\$15.) per check charge shall be imposed to any account owing to the Town of Riverhead where a tendered payment of such account was by check or other written order which was returned for insufficient funds; and be it further

RESOLVED, that a fifteen dollar (\$15.) per check charge shall be imposed on an account owing for tax, special ad valorem levy or special assessment to the Town of Riverhead where a tendered payment of such account was by check or other written order, which was returned for insufficient funds, the charge shall be included on whatever list of delinquent accounts is prepared for the enforcement of the lien; and be it further

RESOLVED, that the Town of Riverhead may require future payments to be tendered in cash or by certified or cashiers' check; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to each department authorized to receive and accept checks, to the Town Attorney's Office and to post same on the signboard in Town Hall

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

12/19/89

AUTHORIZES DISPOSTION OF TOWN RECORDS

11/5/86 1468

Councilman Civiletti offered the following resolution,

which was ^{12/19/89} seconded by Councilman Lombardi 1468

RESOLVED, By the Town Board of the Town of Riverhead, that,
Irene J. Pendzick, Town Clerk, be and hereby is authorized to
dispose of record item number 3 of LICENSES AND PERMITS
RETENTION SCHEDULE MU-1
PEDDLERS PERMITS

FURTHER RESOLVED, that the Clerk of this Board is hereby
directed to furnish a Certified Copu of this Resolution to
be forwarded to the Commissioner of Education.

CERTIFICATION

I CERTIFY, that the above is a true copy of the
Resolution adopted by the Town Board of the Town of Riverhead
at a regular meeting held on

Dated

IRENE J. PENDZICK, TOWN CLERK

TOWN OF RIVERHEAD, NEW YORK

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Councilman Civiletti offered the following resolution, which was seconded by Councilman Lombardi.

RESOLVED, By the Town Board of the Town of Riverhead, that, Irene J. Pendzick, Town Clerk, be and hereby is authorized to dispose of record item number 3 of LICENSES AND PERMITS RETENTION SCHEDULE MU-1

- BEACH PERMITS
- PARADE PERMITS
- GOING OUT OF BUSINESS PERMITS
- FIREWORKS
- JUNK DEALERS

FURTHER RESOLVED, that the Clerk of this Board is hereby directed to furnish a Certified Copy of this Resolution to be forwarded to the Commissioner of Education.

CERTIFICATION

I CERTIFY, that the above is a true copy of the Resolution adopted by the Town Board of the Town of Riverhead at a regular meeting held on

Dated

IRENE J. PENDZICK, TOWN CLERK

TOWN OF RIVERHEAD, NEW YORK

12/19/89

1469

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Authorizes Supervisor release Petty Cash monies to Receiver of Taxes

Civiletti offered the following resolution which was seconded by Lombardi

RESOLVED, That the Supervisor be and is hereby authorized to issue a check in the amount of \$200.00 to the Receiver of Taxes, from the Petty Cash Fund Account established for Petty Cash Fund purposes for the office of the Receiver of Taxes, Pursuant to Section 64-1A of the Town Law.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

At a regular meeting of the Town Board of the
Town of Riverhead, Suffolk County, New York, held
at the Town Hall, 200 Howell Avenue, in
Riverhead, New York in said Town, on the 19 day
of December, 1989, at 7:30 o'clock P.M.,
Prevailing Time.

PRESENT:

Joseph Janoski
Supervisor

Lou Boshetti
Councilman

John Lombardi
Councilman

Robert Pike
Councilman

Denise Civiletti
Councilwoman

In the Matter of
the Increase and Improvement of
the Facilities of the Riverhead
Public Parking District in the
Town of Riverhead, Suffolk County,
New York

PUBLIC
INTEREST
ORDER

WHEREAS, the Town Board of the Town of Riverhead, Suffolk
County, New York, has duly caused to be prepared a plan and
estimate of cost, pursuant to Section 202-b of the Town Law,
relating to the increase and improvement of the facilities of
the Riverhead Public Parking District, consisting of the
reconstruction of the parking field located between Roanoke
Avenue and Griffing Avenue, including the installation of

drainage, lights and landscaping and incidental improvements in connection therewith; and

WHEREAS, "at a meeting of said Town Board duly called and held on November 8, 1989; an order was duly adopted by it and entered in the minutes specifying that the said Board would meet to consider the aforescribed increase and improvement of the facilities of the Riverhead Public Parking District of said Town at a maximum estimated cost of two hundred fifty thousand dollars (\$250,000) and to hear all persons interested in the subject thereof concerning the same at the Town Hall, 200 Howell Avenue, in Riverhead,, New York, in said Town, on the 21st day of November, 1989, at 7:45 o'clock P.M., Prevailing Time; and

WHEREAS, the said order duly certified by the Town Clerk was duly published and posted as required by law, to-wit: a duly certified copy thereof was published in The News-Review, the official newspaper of this Town, on 12/21, 1989, and a copy of such order was posted on 12/21, 1989, on the signboard maintained by the Town Clerk of the Town of Riverhead, pursuant to Section 30, subdivision 6 of the Town Law; and

WHEREAS, a public hearing was duly held at the time and place set forth in said notice, at which all persons desiring to be heard were duly heard; NOW, THEREFORE, BE IT

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

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to increase and improve the facilities of the Riverhead Public Parking District, by the reconstruction of the parking field located between Roanoke Avenue and Griffing Avenue, including the installation of drainage, lights and landscaping and incidental improvements in connection therewith, at a maximum estimated cost of \$250,000.

Section 2. This order shall take effect immediately.

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

<u>Supervisor Janoski</u>	VOTING	<u>Yes</u>
<u>Lou Boshetti</u>	VOTING	<u>Yes</u>
<u>John Lombardi</u>	VOTING	<u>Yes</u>
<u>Robert Pike</u>	VOTING	<u>Yes</u>
<u>Denise Civiletti</u>	VOTING	<u>Yes</u>

The order was thereupon declared duly adopted.

* * * * *

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

I, the undersigned Clerk of the Town of Riverhead, Suffolk County, New York, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town, including the order contained therein, held on December 19, 1989, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public notice of the time and place of said meeting ~~to be~~ given to the following newspapers and/or other news media as follows: 1475

<u>Newspaper and/or other news media</u>	<u>Date given</u>
The News Review	January 5, 1989

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s)
of posted notice

Date of Posting

Town Clerk's Bulletin Board

January 5, 1989

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town, on December 22, 1989.

Town Clerk

(SEAL)

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town, on ~~December 19~~ 1989, at 7:30 o'clock p.M., Prevailing Time.

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

PRESENT:

- Supervisor Joseph Janoski
- Councilman Lou Boshetti
- Councilman John Lombardi
- Councilman Robert Pike
- Councilwoman Denise Civiletti

ABSENT:

The following resolution was offered by Councilman Civiletti who moved its adoption, seconded by Councilman Lombardi to-wit:

12/19/89

147.7

BOND RESOLUTION DATED December 19, 1989.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$250,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE RIVERHEAD PUBLIC PARKING DISTRICT.

WHEREAS, pursuant to proceedings heretofore had and taken in accordance with the provisions of Section 202-b of the Town Law, and more particularly an order dated December 19, 1989, the Town Board of the Town of Riverhead, Suffolk County, New York, has determined it to be in the public interest to increase and improve the facilities of the Riverhead Public Parking District in said Town; and

WHEREAS, such increase and improvement consists of the reconstruction of the parking field located between Roanoke Avenue and Griffing Avenue, including the installation of drainage, lights and landscaping and incidental improvements in connection therewith, at a maximum estimated cost of \$250,000; and

WHEREAS, such capital project has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated under the State Environmental Quality Review Act, which regulations state that Type II Actions will not have a significant effect on the environment; and

WHEREAS, it is now desired to authorize the financing of such capital project; NOW, THEREFORE, BE IT

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

Section 1. For the specific object or purpose of paying the cost of the aforesaid increase and improvement of the

facilities of the Riverhead Public Parking District of the Town of Riverhead, Suffolk County, New York, in the manner described in the preambles hereof, there are hereby authorized to be issued \$250,000 serial bonds of the Town of Riverhead, Suffolk County, New York pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the increase and improvement of the facilities of the Riverhead Public Parking District is \$250,000 and that the plan for the financing thereof is by the issuance of the \$250,000 serial bonds of said Town authorized to be issued therefor pursuant to this bond resolution. Further details pertaining to said bonds will be prescribed in a further resolution or resolutions of this Town Board.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is ten years, pursuant to subdivision 20(f), of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond

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

Section 5. The faith and credit of said Town of Riverhead, Suffolk County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year.

Section 6. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for

which said Town is not authorized to expend money, or

- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

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

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

Section 7. This resolution which takes effect immediately shall be published in full in The News Review, the official newspaper, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

12/19/89

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

<u>Supervisor Janoski</u>	VOTING	<u>Yes</u>
<u>Councilman Boshetti</u>	VOTING	<u>Yes</u>
<u>Councilman Lombardi</u>	VOTING	<u>Yes</u>
<u>Councilman Pike</u>	VOTING	<u>Yes</u>
<u>Councilwoman Civiletti</u>	VOTING	<u>Yes</u>

The resolution was thereupon declared duly adopted.

* * * * *

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

I, the undersigned Clerk of the Town of Riverhead, Suffolk County, New York, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town, including the resolution contained therein, held on December 19, 1989, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

<u>Newspaper and/or other news media</u>	<u>Date given</u>
The News Review	January 5, 1989

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s)
of posted notice _____

Date of Posting

The Town Clerk's Bulletin Board

January 5, 1989

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town, on December 22, 1989.


Town Clerk

(SEAL)

833 DECLARES LEAD AGENCY AND ENVIRONMENTAL SIGNIFICANCE OF IMPROVEMENTS TO THE RIVERHEAD PARKING DISTRICT NO. 1

Councilperson Civiletti offered the following resolution, which was seconded by Councilperson Lombardi:

WHEREAS, the Riverhead Town Board has accepted bids for the reconstruction of the Riverhead Parking District facility located between Roanoke and Griffing Avenues, Riverhead, New York, and

WHEREAS, the Riverhead Planning Department has reviewed the Environmental Assessment Form accompanying the bid document and has determined that the project could be classified as a Type II Action;

NOW, THEREFORE, BE IT

RESOLVED, that Riverhead Town Board declare itself to be the Lead Agency in the matter of the parking area improvements of the Town of Riverhead and Riverhead Parking District No. 1, and

BE IT FURTHER

RESOLVED, that after careful consideration of the project record to date, the Riverhead Town Board determines the project as a Type II Action as defined by 6 NYCRR Part 617.13(d)(1).

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Date _____

No. 834

COUNCILPERSON Civiletti offered the following resolution which was seconded by COUNCILPERSON Lombardi.

RESOLVED, that the Supervisor be and hereby is, authorized to establish the following Budget for Roanoke/Griffing Parking Field Improvements Capital Project.

BUDJECT ADOPTION ROANOKE/GRIFFING PARKING FIELD
IMPROVEMENTS CAPITAL PROJECT

818.4.7530.001	Proceeds from Bonds	\$250,000.00
818.5.5650.301	Construction	\$211,000.00
818.5.5650.302	Engineering	35,000.00
818.5.5650.303	Contingency	4,000.00

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

835 AWARDS BID FOR IMPROVEMENTS AND RECONSTRUCTION TO PARKING FIELD

Councilperson Civiletti offered the following resolution, which was seconded by Councilperson Lombardi:

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for improvements and reconstruction to the parking field between Griffing and Roanoke Avenues, Riverhead, New York; and

WHEREAS, bids were received, opened and read aloud on the 16th day of October, 1989, at 11:00 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place given in the notice to bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for improvements and reconstruction to the parking field between Griffing and Roanoke Avenues, Riverhead, New York be and is hereby awarded to Riverhead Cement Block Co. in the amount of two hundred ten thousand five hundred seventy-seven and 50/100 (\$210,577.50) dollars; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Riverhead Cement Block Co., the Thomas Wolpert, P.E. of Young & Young, Riverhead Highway Department and the Town Attorney's Office.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Date _____

No. 836

COUNCILPERSON Civiletti offered the following resolution which was seconded by COUNCILPERSON Lombardi.

RESOLVED, that the Supervisor be and hereby is, authorized to establish the following Budget for Downtown Main Street Lighting Capital Project.

BUDJECT ADOPTION DOWNTOWN MAIN STREET LIGHTING CAPITAL
PROJECT

816.4.5031.001	Transfer from Parking Meter	\$125,000.00
816.5.5182.301	Construction	\$112,500.00
816.5.5182.302	Engineering	10,000.00
816.5.5182.303	Contingency	2,500.00

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

837 AWARDS BID FOR MAIN STREET LIGHTING IMPROVEMENT PROJECT

Councilperson Civiletti offered the following resolution, which was seconded by Councilperson Lombardi:

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for Main Street Lighting Improvement Project; and

WHEREAS, bids were received, opened and read aloud on the 4th day of December, 1989, at 11:00 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place given in the notice to bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for Main Street Lighting Improvement Project be and is hereby awarded to Damon Electric in the amount of one hundred twelve thousand four hundred ninety-three and 00/100 (\$112,493.00) dollars; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Damon Electric, the Riverhead Lighting District, Riverhead Highway Department and the Town Attorney's Office.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

RESOLUTION # 838 AUTHORIZING TOWN CLERK TO PUBLISH AND POST NOTICE OF FIRST PUBLIC HEARING.

Councilperson Civiletti offered the following resolution which was seconded by Councilperson Lombardi.

WHEREAS, the Town of Riverhead has an ongoing Community Development Block Grant Program and plans to prepare an application for Community Development Block Grant funds for submission to the U.S. Department of Housing and Urban Development; and

WHEREAS, the Town wishes to solicit comments from the public with regard to the development of said application; and

WHEREAS, the public hearing has been scheduled for January 16, 1990,

THEREFORE BE IT RESOLVED, that the Town Board of the Town of Riverhead authorize the Town Clerk to publish the attached notice of public hearing as a legal advertisement in the News Review on January 4, 1990 and in the Travelers Watchman.

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to Andrea Lohneiss, Community Development Director.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

NOTICE OF FIRST PUBLIC HEARING

PLEASE TAKE NOTICE, that a public hearing will be held on the 16th day of January, 1990 at : p.m. in the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the development of the Town of Riverhead's Community Development Block Grant Application fiscal year 1990.

The Small Cities Program provides grants to local units of government to undertake certain Community Development activities. Since the program is competitive in nature, those applications selected for funding will be those of communities having the greatest need and whose application most adequately addresses their locally-determined needs.

The maximum amount of funds for which the Town of Riverhead may make application is \$400,000. The types of activities which are eligible for Small Cities funding include:

1. Acquisition and disposition of property for certain purposes;
2. Construction of public facilities and improvements;
3. Clearance activities;
4. Provision of public services;
5. Interim assistance;
6. Payment of local share for matching grants;
7. Urban renewal completion;
8. Relocation and loss of rental income payments;
9. Removal of architectural barriers to the handicapped;
10. Activities related to privately-owned utilities.
11. Rehabilitation of public residential structures;
12. Public housing modernization;
13. Rehabilitation of private properties;
14. Temporary relocation assistance;
15. Code enforcement;
16. Historic preservation;
17. Certain economic development activities;
18. Assistance to private non-profit entities, neighborhood based non-profit organizations, local development corporation, or small business investment companies;
19. Planning and urban environmental design costs;
20. Fair housing counseling services;
21. Provision of assistance to facilitate performance and payment bonding;
22. Property management;
23. Activities to facilitate the implementation of a Housing Assistance Plan;
24. Environmental studies;
25. Construction or rehabilitation of public facilities.

The hearing will provide citizens of the Town of Riverhead the opportunity to comment upon the development of the proposed application as well as upon the performance of any active Community Development Block Grant.

Prior to application submission and a second public hearing, the proposed application will be available for inspection at the:

TOWN OF RIVERHEAD COMMUNITY DEVELOPMENT AGENCY
200 Howell Avenue
Riverhead, N.Y. 11901--(516) 727-3200 Ext. 287

Further information concerning the Small Cities Program can be obtained at the above address.

The Riverhead Community Development Agency urges the citizens of the Town of Riverhead and all other interested parties to participate in this important hearing.

DATED: January 2, 1990

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

IRENE J. PENDZICK, TOWN CLERK

839 RATIFIES PUBLICATION OF PUBLIC NOTICE ADVISING OF
CORRECTION

Councilperson Civiletti offered the following
resolution which was seconded by Councilperson Lombardi.

WHEREAS, a public notice of public hearing to consider
amendments to Section 108-20 of the Riverhead Town Code was
inadvertently printed in the December 7, 1989 issue of The News
Review; and

WHEREAS, in fact, said public hearing was not authorized to
be held; and

WHEREAS, it was, therefore, necessary that a public notice
of correction be published in the December 14, 1989 issue of The
News Review.

NOW, THEREFORE, BE IT RESOLVED, that the publication in the
12/14/89 issue of The News Review of the attached public notice
making correction be and is hereby ratified.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

840 AMENDS RESOLUTION #140 "AUTHORIZES LEAVE OF ABSENCE OF WENDY DRUMM"

Councilperson Civiletti offered the following resolution which was seconded by Councilperson Lombardi.

WHEREAS, Resolution #140 of 1989 authorized a four-month leave of absence for Wendy Drumm from her position of Teen Center Assistant Recreation Center Manager; and

WHEREAS, said four-month leave of absence was for the period of February 27, 1989 through June 27, 1989; and

WHEREAS, Wendy Drumm did, in fact, return to work on June 26, 1989.

NOW, THEREFORE, BE IT RESOLVED, that Resolution #140 be amended to reflect the period of the leave of absence of Wendy Drumm to be February 27, 1989 through June 25, 1989; and

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

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

841 AUTHORIZES LEAVE OF ABSENCE OF JAMES BRAY

Councilperson Civiletti offered the following resolution which was seconded by Councilperson Lombardi.

WHEREAS, James Bray did submit his written request for a two week leave of absence for the period of December 18 through December 29, 1989.

NOW, THEREFORE, BE IT RESOLVED, that a two week leave of absence be and is hereby authorized for personal reasons effective December 18, 1989; and

12/19/89

1490

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to James Bray, Lyn McDonald and the Office of Accounting.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

842 APPOINTS HANDYWORKER WITH RIVERHEAD HOME CHORE PROGRAM

Councilperson Civiletti offered the following resolution which was seconded by Councilperson Lombardi.

RESOLVED, that Frank Linstrom be and is hereby appointed as Handyworker with the Riverhead Home Chore Program at the hourly rate of compensation of \$7.96 effective November 13, 1989; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified resolution to Frank Linstrom, Lyn McDonald and the Office of Accounting.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

843 RENEWS CONTRACT WITH LIGHTHOUSE SUPPORT SERVICES, INC.

COUNCILPERSON Civiletti offered the following resolution, which was seconded by COUNCILPERSON Lombardi:

WHEREAS, a proposal has been received for the renewal of a contract with Lighthouse Support Services, Inc., to provide the continuance of a Town Employee Assistance Program; and

WHEREAS, this program has proven to be successful.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Supervisor be and is hereby authorized to execute a contract of renewal with Lighthouse Support Services, Inc., for the year 1990, to provide a town Employee Assistance Program in an amount not to exceed \$2,200.00; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Thomas M. Walsh, President; Lighthouse Support Services, Inc.; and to all Department Heads.

The vote, Boschetti, yes, Pike, abstain, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

12/19/89

844 AUTHORIZES ATTENDANCE OF POLICE SERGEANT AT SEMINAR

Councilperson Civiletti offered the following resolution which was seconded by Councilperson Lombardi --.

WHEREAS, on Tuesday, January 9, 1990 the New York State Crime Prevention Coalition will be hosting a Board Meeting and Quarterly Meeting to be held at the Ramada Inn, Schenectady, New York; and

WHEREAS, it is the desire of Sergeant David Cheshire to attend said meeting; and

WHEREAS, it is the recommendation to the Superiors of Sergeant Cheshire to attend said meeting.

NOW, THEREFORE, BE IT RESOLVED, that Sergeant David Cheshire be and is hereby authorized to attend the above mentioned meeting; and

BE IT FURTHER RESOLVED, that Sergeant Cheshire receive advance monies in the amount of \$450.00 for related expenses, said expenses to be fully receipted upon his return; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Sergeant Cheshire, Chief Grattan and the Office of Accounting.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

12/19/89

845 APPROVES CHANGE OF ZONE PETITION OF ANN OLSON

Councilperson Civiletti offered the following resolution, which was seconded by Councilperson Lombardi:

WHEREAS, the Riverhead Town Board is in receipt of a change of zone petition from Ann H. Olson to provide for the application of the Residence "C" Zoning Use District to the exclusion of the existing Agriculture A Zoning Use District on a 12.8 acre tract of land located 900' west of the intersection of Northville Turnpike and Doctors Path (Suffolk County Tax Map Number 0600-084-01-002.1), and

WHEREAS, the Riverhead Town Board, as Lead Agency, determined the action to be Unlisted without a significant impact upon the environment and that an Environmental Impact Statement would not be prepared, and

WHEREAS, the Riverhead Town Board referred the subject change of zone petition to the Riverhead Planning Board for their consideration, and

WHEREAS, the Riverhead Planning Board did review the change of zone petition of Ann Olson and recommended that the Town Board approve such zone change and affirmed their previous resolution of September 5, 1985, which recommended a change of zone on this parcel, and

WHEREAS, the Town Board duly called a public hearing for the consideration of the subject amendment and gave due notice thereof as required by law, and

WHEREAS, said public hearing was held by this Town Board at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, on the twenty-first day of November, 1989, at _____, and

WHEREAS, the Riverhead Town Board has considered the record associated with the change of zone petition of Ann Olson and has determined that such change of zone will provide for the orderly development of the Town of Riverhead and is in keeping with the recommendations of the Master Plan of the Town of Riverhead;

NOW, THEREFORE, BE IT

RESOLVED, that the Zoning Use District Map of the Town of Riverhead be amended to provide for the application of the Residential "C" Zoning Use District on the subject parcel to the exclusion of the existing Agriculture "A" Zoning Use District, and

BE IT FURTHER

RESOLVED, that said amendment shall take effect immediately.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

846AUTHORIZED THE SOLICITATION OF BIDS FOR
Sewer/Scavenger Waste Chemicals

COUNCILPERSON- Civiletti offered the following RESOLUTION, which was seconded by COUNCILPERSON Lombardi.

RESOLVED, that the Town Clerk be and hereby is authorized to advertise for sealed bids for the purchase of Chemicals for use by the Sewer/Scavenger Waste Plants, and be it further

RESOLVED, that the Town Clerk be and hereby is authorized to open and publicly read allowed said bids at 11:00 A. M. on January 8, 1990, at Town Hall, 200 Howell Avenue, Riverhead New York: and to make a report of said bids to the Town Board at the next public meeting following the opening of the bids.

NOTICE TO BIDDERS ATTACHED

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.
The resolution was thereupon duly declared adopted.

TOWN OF RIVERHEAD
NOTICE TO BIDDERS

Sealed bids for the purchase of Sewer/Scavenger Waste Chemicals for use by the Sewer/ Scavenger Waste Plants will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead New York, 11901, until 11:00 A.M. on January 8 1990.

Bid packets, including specifications, may be obtained at the Town Clerk's Office at Town Hall Monday through Friday between the hours of 8:30 A.M. and 4:30 P.M.

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

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

All bids are to be submitted in a sealed envelope bearing the designation Sewer/Scavenger Waste Chemicals .

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Irene J. Pendick, Town Clerk

12/19/89

1497

847

AUTHORIZED THE SOLICITATION OF BIDS FOR
Assorted Office Equipment and Supplies

COUNCILPERSON Civiletti offered the following RESOLUTION, which was seconded by COUNCILPERSON Lombardi.

RESOLVED, that the Town Clerk be and hereby is authorized to advertise for sealed bids for the purchase of Assorted Office Equipment & Supplies for use by the Town of Riverhead, and be it further

RESOLVED, that the Town Clerk be and hereby is authorized to open and publicly read allowed said bids at 11:10 A. M. on January 8, 1990, at Town Hall, 200 Howell Avenue, Riverhead New York: and to make a report of said bids to the Town Board at the next public meeting following the opening of the bids.

NOTICE TO BIDDERS ATTACHED

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

TOWN OF RIVERHEAD
NOTICE TO BIDDERS

Sealed bids for the purchase of Assorted Office Equipment & Supplies for use by the Town of Riverhead will be received by the Town Clerk of the Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead New York, 11901, until 11:10 A.M. on January 8 1990.

Bid packets, including specifications, may be obtained at the Town Clerk's Office at Town Hall Monday through Friday between the hours of 8:30 A.M. and 4:30 P.M.

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

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

All bids are to be submitted in a sealed envelope bearing the designation Assorted Office Equipment & Supplies.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

Irene J. Pendick, Town Clerk

848 DETERMINES ENVIRONMENTAL SIGNIFICANCE OF SPECIAL PERMIT PETITION OF SPLISH-SPLASH AND AUTHORIZES PUBLISHING OF NOTICE OF SCOPING HEARING

Councilperson Civiletti offered the following resolution, which was seconded by Councilperson Lombardi:

WHEREAS, the Riverhead Town Board is in receipt of a special permit petition submitted by Splish-Splash at Adventure Island, Inc. for the construction of a recreational use within the Industrial A Zoning Use District; the subject site located in Calverton, and

WHEREAS, the Riverhead Planning Department has reviewed the subject petition, as well as its attending Environmental Assessment Form, and has concluded that the petition meets the definition of a Type I Action as described in 6 NYCRR Part 617.12(b)(6)(i) and that the petition describes a use which would exceed certain thresholds of environmental impact such that it could be determined that the action would have a significant effect upon the environment, and

WHEREAS, the Riverhead Town Board has declared itself to be the Lead Agency in this matter by resolution adopted December 5, 1989 (#801);

NOW, THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board, after careful consideration of the record of the subject petition, determines the action to be a Type I Action with a significant impact upon the environment and that an Environmental Impact Statement shall be prepared, and

BE IT FURTHER

RESOLVED, that the Town Clerk be authorized to publish a Notice of Scoping Hearing for the preparation of the Environmental Impact Statement; such hearing to take place on January 2, 1990, at the Riverhead Town Hall, 200 Howell Avenue, New York, 11901 at 7:45 p.m., and

BE IT FURTHER

RESOLVED, that the Planning Department be directed to file such Notice of Significance as required by 6 NYCRR 617.10.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

12/19/89

1500

NOTICE OF SCOPING HEARING

PLEASE TAKE NOTICE, that on January 2, 1990 at 7: 45 p.m. at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, NY, the Riverhead Town Board will hold a Scoping Hearing in order to receive comment from all interested persons in order to identify all relevant environmental issues associated with a Special Permit Petition of Splish-Splash at Adventure Island, Inc. to construct a recreational use within the Industrial A zoning use district.

The petition has been determined by the Riverhead Town Board, as Lead Agency, to be a Type I Action with a potential for a significant impact upon the environment and that an Environmental Impact Statement (EIS) shall be prepared.

Any questions regarding this petition or the procedures relevant to its review under the New York State Environmental Quality Review Act shall be directed to Richard Hanley, Town of Riverhead Planning Director at (516) 727-3200, Ext. 239

BY ORDER OF THE RIVERHEAD TOWN BOARD
Irene J. Pendzick, Town Clerk

DATED: December 19, 1989
Riverhead, NY

849 OUTLINES LOCATION OF DREDGE SPOIL AT WADING RIVER BEACH

COUNCILPERSON Civiletti offered the following resolution, which was seconded by COUNCILPERSON Lombardi :

WHEREAS, the Long Island Lighting Company (LILCO) obtained a D.E.C. permit #10-88-0804 to dredge, for maintenance purposes, clean sand from the power plant intake canal and deposit the used spoil to nourish adjacent Wading River Beach; and

WHEREAS, LILCO seeks authorization from the Town Board of the Town of Riverhead for the deposit of dredge spoil, requiring removal of highway barricades, construction of access ramps and the trucking of clean sand onto the Wading River Beach; and

WHEREAS, the Town Board finds that the clean sand will provide nourishment to the Wading River Beach area and the spoil will mitigate and replace the natural scour and erosion of beach sand.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead authorizes LILCO to deposit approximately 20,000 cubic yards of clean sand on Wading River Beach, in accordance with their D.E.C. permit, subject to the following conditions:

1. Pursuant to Condition #3 of the D.E.C. permit and discussions had with Robert Greene, D.E.C. Regional Permit Administrator, there shall be no deposit of sand seaward of the historical mean high water line;
2. All work shall be completed on or before May 15, 1990;
3. LILCO shall be responsible for traffic management of the work area;
4. Any removal of barricades or structures shall be returned to their original location and condition;
5. LILCO shall indemnify and hold harmless the Town of Riverhead for any negligent acts or omissions of its employees or independent contractors, and for any and all property damage resulting from the project;
6. Hours of operation shall be from 7:00 a.m. to 7:00 p.m. Monday through Saturday;
7. LILCO shall request that copies of any D.E.C. inspection reports that are provided to LILCO shall be provided to the Town of Riverhead;

8. LILCO shall provide the Town of Riverhead with a certificate of insurance for liability coverage in an amount of not less than \$1 million naming the Town of Riverhead as additional insured to be delivered prior to any work being commenced;

9. LILCO shall be solely responsible for compliance with all applicable Federal, State and local governmental rules and regulations in conjunction with this project.

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to LILCO, Attention: Jeffrey Futter; Mr. Robert Greene, D.E.C. Regional Permit Administrator; the Supervisor's Office; the Riverhead Police Department; the Riverhead Highway Department; and the Town Attorney's Office.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

850 APPROVES SITE PLAN OF RIFOW ASSOCIATES

Councilperson Civiletti offered the following resolution, which was seconded by Councilperson Lombardi:

WHEREAS, a site plan and elevations were submitted by Mitchell Draizin, as President of RIFOW Associates for the construction of a one-story masonry building located at south side of Old Country Road (County Route 58), Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-108-4-7; and

WHEREAS, the Planning Department has reviewed the site plan dated July 10, 1989, and most recently revised November 6, 1989, as prepared by Glueckert & Wieber, Architects, 300 Wheeler Road, Suite 303, Hauppauge, NY 11788, and elevations dated July 25, 1989, and most recently revised November 6, 1989, as prepared by Glueckert & Wieber, Architects, 300 Wheeler Road, Suite 303, Hauppauge, NY 11788, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

WHEREAS, the Environmental Quality Review Board has determined that the action is a(n) Unlisted Action without significant impact upon the environment; 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, this Town Board has reviewed the site plan and elevations aforementioned.

NOW, THEREFORE, BE IT

RESOLVED, that the site plan and elevations submitted by Mitchell Draizin, as President of RIFOW Associates, for the construction of a one-story masonry building, located at south side of Old Country Road (County Route 58), Riverhead, New York, site plan dated July 10, 1989, and most recently revised November 6, 1989, as prepared by Glueckert & Wieber, Architects, 300 Wheeler Road, Suite 303, Hauppauge, NY 11788, and elevations dated July 25, 1989, and most recently revised November 6, 1989, as prepared by Glueckert & Wieber, Architects, 300 Wheeler Road, Suite 303, 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 as well as those of Section 108-110.7 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 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, RIFOW ASSOCIATES hereby authorizes and consents to the Town of Riverhead to enter premises at south side of Old Country Road (County Route 58), Riverhead, New York, to enforce said handicapped parking regulations;

10. That by execution and filing of this document, RIFOW ASSOCIATES hereby authorizes and consents to the Town of Riverhead to enter premises at south side of Old Country Road

(County Route 58), Riverhead, New York, to enforce any and all codes, ordinances, and regulations of the Town of Riverhead;

11. 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;

12. That all utilities shall be constructed underground;

13. That, in consideration of site plan approval, the owner, his successors or assigns, hereby makes an irrevocable, continuing offer of cross-easements in recordable form to the adjoining property to the west for the purpose of improving traffic flow between adjoining properties and onto County Route 58. The location of any further cross-easement shall be determined solely by the Board having jurisdiction over such approvals, after notice to and consultation with the owner;

14. That all curbs shall be concrete, constructed to specifications of the Town of Riverhead Superintendent of Highways;

15. That all trees shall be of a minimum 2 1/2" caliper at planting;

16. That Town Board Resolution Number 187, adopted February 28, 1989, be and is hereby rescinded; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Mitchell Draizin, as President of RIFOW Associates, Glueckert & Wieber, Architects, the Riverhead Planning Department, the Riverhead Building Department, and the Office of the Town Attorney.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, 1989, made by RIFOW ASSOCIATES, residing at 190 Willis Avenue, Mineola, New York, 11501, Declarant.

W I T N E S S E T H:

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 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 by execution and filing of this document, RIFOW ASSOCIATES hereby authorizes and consents to the Town of Riverhead to enter premises at south side of Old Country Road (County Route 58), Riverhead, New York, to enforce any and all codes, ordinances, and regulations of the Town of Riverhead;

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;

13. That, in consideration of site plan approval, the owner, his successors or assigns, hereby makes an irrevocable, continuing offer of cross-easements in recordable form to the adjoining property to the west for the purpose of improving traffic flow between adjoining properties and onto County Route 58. The location of any further cross-easement shall be determined solely by the Board having jurisdiction over such approvals, after notice to and consultation with the owner;

14. That all curbs shall be concrete, constructed to specifications of the Town of Riverhead Superintendent of Highways;

15. That all trees shall be of a minimum 2 1/2" caliper at planting.

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

RIFOW ASSOCIATES

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

On the _____ day of _____, 1989, before me personally came RIFOW ASSOCIATES, 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 south side of Old Country Road (County Route 58), 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.

NOTARY PUBLIC

#851 AUTHORIZES PAYMENT OF BILLS.

Councilwoman Civiletti offered the following resolution which was seconded by Councilman Lombardi.

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

<u>GENERAL TOWN</u>			
Abstract #26	vouchers 4201-4459	totalling \$	2,412,048.92
<u>AMBULANCE</u>			
Abstract #26	vouchers 6-8	totalling \$	1,506.27
<u>HIGHWAY</u>			
Abstract #26	vouchers 535-562	totalling \$	95,807.26
<u>STREET LIGHTING</u>			
Abstract #26	vouchers 169-175	totalling \$	5,948.74
<u>PUBLIC PARKING</u>			
Abstract #26	vouchers 113-119	totalling \$	405,878.68
<u>PARKING METER</u>			
Abstract #26	vouchers unlisted	totalling \$	150,000.00
<u>DISCRETIONARY</u>			
Abstract #26	vouchers 256-263	totalling \$	7,345.72
<u>MUNICIPAL GARAGE</u>			
Abstract #26	vouchers 235-241	totalling \$	7,871.00
<u>MUNICIPAL FUEL</u>			
Abstract #26	vouchers unlisted	totalling \$	380,000.00
<u>GENERAL TOWN DEBT SERVICE</u>			
Abstract #26	vouchers unlisted	totalling \$	42,500.00
<u>REPAIR & MAINTENANCE</u>			
Abstract #26	vouchers unlisted	totalling \$	750,000.00
<u>RISK RETENTION</u>			
Abstract #26	vouchers 81-84	totalling \$	902,410.54
<u>TOWN HALL CAPITAL PROJECTS</u>			
Abstract #26	vouchers 155-163	totalling \$	82,642.44
<u>YOUTH SERVICES</u>			
Abstract #26	vouchers 67-71	totalling \$	1,649.63
<u>SENIORS HELPING SENIORS</u>			
Abstract #26	vouchers 119-120	totalling \$	7,799.08

EISEP

Abstract #26 vouchers 87 totalling \$ 1,349.39

TEEN CENTER

Abstract #26 vouchers 26-27 totalling \$ 286.38

TRUST & AGENCY

Abstract #26 vouchers 40-44 totalling \$ 524,320.35

EIGHT HUNDRED SERIES

Abstract #26 vouchers 73-78 totalling \$ 136,672.84

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.