

RESOLUTION # 152 AUTHORIZING TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS FOR HULSE LANDING WATER HOOKUPS.

Councilperson Boschetti offered the following resolution which was seconded by Chairperson Pike.

WHEREAS, the Town of Riverhead Community Development Agency proposes utilizing federal Community Development Block Grant funds from the Department of Housing and Urban Development to make low interest and deferred/declining balance loans to low and moderate income homeowners in the Hulse Landing area of Wading River, Riverhead, for hookups to the Extension 33 Water Main; and

WHEREAS, plans and specifications have been prepared for competitive bidding in compliance with federal procurement regulations; and

WHEREAS, said plans and specifications will be available on or after Thursday, March 2, 1989 and said bids will be received and opened at 11:00 a.m. on Monday, March 13, 1989;

THEREFORE LET IT BE 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 March 2, 1989.

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.

TOWN OF RIVERHEAD

NOTICE TO BIDDERS

The Town Board of Riverhead will receive bids for Installation of Private Water Services for the Riverhead Water District, at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, NY 11901, at 11:00 A.M., prevailing time on Monday, March 13, 1989, at which time and place all bids will be publicly opened and read for the following contract:

RDWD 88-66 INSTALLATION OF PRIVATE WATER SERVICES (WADING RIVER)

Contract documents, including drawings and technical specifications, are on file at the office of:

- | | |
|----------------------------------------------------------------------------------------|-------------------------------------------------------------|
| (a) Town Clerk, Town of Riverhead
Town Hall, 200 Howell Ave.
Riverhead, NY 11901 | (b) H2M Group
575 Broad Hollow Rd.
Melville, NY 11747 |
|----------------------------------------------------------------------------------------|-------------------------------------------------------------|

Copies of the contract documents may be obtained at the above locations on or after Thursday, March 2, 1989, upon deposit of Fifty Dollars (\$50.00) in cash, certified check, bank money order or postal money order, made payable to the TOWN OF RIVERHEAD for each set furnished.

Deposits for Plans and Specifications will be refunded to bidders who return Plans and Specifications within ten (10) days in good condition; other deposits will either be partially or not refunded if the Plans and Specifications have not been returned in good condition within thirty (30) days after bids have been opened.

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

Contract No. RDWD 88-66 is undertaken with Community Development Block Funds, United States Department of Housing & Urban Development (HUD). All HUD procedures outlined in the specifications must be adhered to.

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

BY ORDER OF THE TOWN BOARD
TOWN OF RIVERHEAD
SUFFOLK COUNTY

ACTING AS THE GOVERNING BODY
OF THE RIVERHEAD WATER DISTRICT

IRENE J. PENDZICK, TOWN CLERK
TOWN OF RIVERHEAD
RIVERHEAD, NEW YORK

DATED: February 28, 1989

AUTHORIZES THE SOLICITATION FOR BIDS FOR

WATER METERS

COUNCILMAN Pike offered the following resolution, which was seconded by COUNCILMAN Boschetti.

RESOLVED, that the Town Clerk be and hereby is authorized to advertise for sealed bids for the purchase of WATER METERS for use by the RIVERHEAD WATER DISTRICT, and be it further

RESOLVED, that the Town Clerk be and hereby is authorized to open and publicly read aloud said bids at 11:10 A.M. on March 14 1989, at Town Hall, 200 Howell Ave., 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.

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

154

AUTHORIZES THE SOLICITATION FOR BIDS FOR
WATER SERVICE MATERIALS

COUNCILMAN Pike offered the following resolution, which was
 seconded by COUNCILMAN Boschetti.

RESOLVED, that the Town Clerk be and hereby is authorized to
 advertise for sealed bids for the purchase of WATER SERVICE MATERIALS
 for use by the RIVERHEAD WATER DISTRICT, and be it further

RESOLVED, that the Town Clerk be and hereby is authorized
 to open and publicly read aloud said bids at 11:15 A.M. on
March 14 1989, at Town Hall, 200 Howell Ave., 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.

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

m # 155 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO
BIDDERS RE: EXTENSION 28 TO THE RIVERHEAD WATER DISTRICT

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

RESOLVED, that the Town Clerk be and is hereby authorized to
publish and post the attached notice to bidders with regard to
Extension #28 to the Riverhead Water District.

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby
authorized to forward a certified copy of this resolution to
Pierre G. Lundberg, H2M and Gary Pendzick.

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

The resolution was thereupon duly declared adopted.

NOTICE TO BIDDERS

The Town Board of Riverhead will receive bids for Installation of Water Mains and Appurtenances for the Riverhead Water District, at the Town Clerk's office, Town Hall, 200 Howell Avenue, Riverhead, NY 11901, at 11:00 A.M., prevailing time on Thursday, March 16, 1989, at which time and place all bids will be publicly opened and read for the following contract:

RDWD 87-58 EXTENSION NO. 28 (SEAWATCH)

Contract documents, including drawings and technical specifications, are on file at the office of:

- (a) Town Clerk, Town of Riverhead
 Town Hall, 200 Howell Avenue
 Riverhead, NY 11901
- (b) Holzmacher, McLendon & Murrell, P.C.
 575 Broad Hollow Road
 Melville, NY 11747

Copies of the contract documents may be obtained at the above locations on or after Thursday, March 2, 1989, upon deposit of Fifty Dollars (\$50.00) in cash, certified check, bank money order or postal money order, made payable to the TOWN OF RIVERHEAD for each set furnished.

Deposits for Plans and Specifications will be refunded to bidders who return Plans and Specifications within ten (10) days in good condition; other deposits will either be partially or not refunded if the Plans and Specifications have not been returned in good condition within thirty (30) days after bids have been opened.

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

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

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

ACTING AS THE GOVERNING BODY
 OF THE RIVERHEAD WATER DISTRICT

IRENE J. PENDZICK, TOWN CLERK
 TOWN OF RIVERHEAD
 RIVERHEAD, NEW YORK

DATED: FEBRUARY 28, 1989

Councilperson Lombardi offered the following resolution,
seconded by Councilperson Civiletti

RESOLVED, by the Town Board of the Town of Riverhead, that Records Retention and Disposition Schedule MU-1, issued pursuant to Article 57-A of the Arts & Cultural Affairs Law, and containing legal minimum retention periods for municipal government records, is hereby adopted for use by all municipal officers in disposing of municipal records listed therein.

BE IT FURTHER RESOLVED, that in accordance with Article 57-A:

- (a) only those records will be disposed of that are described in Records Retention and Disposition Schedule MU-1 after they have met the minimum retention period prescribed therein;
- (b) only those records will be disposed of that do not have sufficient administrative, fiscal, legal, or historical value to merit retention beyond established time periods.

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

RESOLUTION # 157 AUTHORIZING TOWN CLERK TO PUBLISH AND POST NOTICE OF FIRST PUBLIC HEARING.

Councilperson Boschetti offered the following resolution which was seconded by Councilperson Pike.

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 on or before April 17, 1989; 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 March 21, 1989,

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 March 2, 1989 and in the Traveler Watchman.

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

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

158 AUTHORIZES ATTENDANCE OF SERGEANT CHESHIRE AT SEMINAR

Councilperson Pike offered the following resolution which was seconded by Councilperson Boschetti.

WHEREAS, the New York State Crime Prevention Coalition will be sponsoring a "NYS Crime Prevention Coalition" seminar to be held in Albany, New York on March 3 & 4, 1989; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that Sergeant David Cheshire be and is hereby authorized to attend the "NYS Crime Prevention Coalition" seminar to be held in Albany, New York on March 3 & 4, 1989; and

BE IT FURTHER RESOLVED, that Sergeant Cheshire receive advance monies in the amount of \$225 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, Sergeant Grattan and the Office of Accounting.

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

159 RATIFIES PUBLICATION AND POSTING OF PUBLIC NOTICE RE:
WADING RIVER HAMLET STUDY

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

WHEREAS, on February 9, 1989, a public notice scheduling a public hearing to hear all interested parties with regard to the proposed amendments to the Riverhead Town Code and Zoning Use District Map with respect to the implementation of the Wading River Hamlet Study appeared in the **Riverhead News-Review, Community Journal** and **Suffolk Life**, and the same was posted on the signboard at Town Hall; and

WHEREAS, on February 16, 1989, another public notice scheduling a public hearing to hear all interested parties with regard to the proposed amendments to the **Riverhead Town Code** and Zoning Use District Map, together with the proposed amendments to the **Riverhead Town Code** and Zoning Use District Map, were published in the **Riverhead News-Review**; and

WHEREAS, said public hearing is scheduled for the 1st day of March, 1989, at 7:00 o'clock p.m. at the Wading River Elementary School.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby ratify's the Town Clerk's action regarding the publication of the notice of hearing and publication of the proposed amendments to the **Riverhead Town Code** and the Zoning Use District Map, and the posting of the above-described public hearing notice and proposed amendments to the **Riverhead Town Code** and Zoning Use District Map.

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

160 AUTHORIZES INDEMNIFICATION FOR DOG DAMAGE

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

WHEREAS, Section 152 of the **Agriculture and Markets Law** provides for indemnification for dog damage; and

WHEREAS, the dog warden may be designated to implement the provisions of Section 125 of the **Agriculture and Markets Law**.

NOW, THEREFORE, BE IT

RESOLVED, that the dog warden be and is hereby designated as the duly authorized individual to investigate and prepare field reports pursuant to Section 125 of the **Agriculture and Markets Law**, which shall be forwarded to the Assessor's Office for preparation of the indemnification report; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward certified copies of this resolution to David Halliday and the Assessor's Office.

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

The resolution was thereupon duly declared adopted.

RESOLUTION AND CONSENT APPROVING THE DEDICATION OF HIGHWAYS KNOWN AS SEBASTIAN DRIVE

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 28th day of February, 1989.

P R E S E N T:

- HON. Joseph F. Janoski, Supervisor
- Louis Boschetti, Councilman
- Denise Civiletti, Councilwoman
- John Lombardi, Councilman
- Robert D. Pike, 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

SEBASTIAN DRIVE.

-----X

WHEREAS, a certain subdivision map was filed in the Office of the Clerk of the County of Suffolk, known as "Map of Park Sound Estates"; and

WHEREAS, plans for the construction of various improvements to said roads known and designated as **SEBASTIAN DRIVE** were submitted to the Planning Board of the Town of Riverhead; and

WHEREAS, the Town Board of the Town of Riverhead did approve a performance bond as to form, sufficiency, manner of execution and surety; and

WHEREAS, said roads, drainage systems, sumps and other improvements have been completed in accordance with the plans and specifications of the Town of Riverhead Planning Board; and

WHEREAS, the construction of the said road, drainage systems, sumps and other improvements 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

WHEREAS, a special search street dedication from The Title Guarantee Company, under title number T1284-3576, has been filed with the Clerk of the Town of Riverhead, together with a deed of dedication and release affecting said road.

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 roads known as SEBASTIAN DRIVE, with proper drainage facilities, the said Town road to consist of the land described in the deed of dedication dated January 30, 1989, and to extend 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 deed of dedication 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 the Superintendent of Highways and the Riverhead Planning Board.

Dated: Riverhead, New York
February 28, 1989.

TOWN BOARD OF THE TOWN OF RIVERHEAD

By: _____
JOSEPH F. JANOSKI

LOUIS BOSCHETTI

DENISE CIVILIETT

JOHN LOMBARDI

ROBERT D. PIKE

Councilman Boschetti offered the above resolution which was seconded by Councilman Pike.

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

Resolution was thereupon duly declared adopted.

162

AUTHORIZES TOWN CLERK TO REPUBLISH AND REPOST NOTICE TO
BIDDERS RE: PURCHASE OF A FACILITY FOR THE DEPOSIT AND
CONTAINMENT OF HAZARDOUS HOUSEHOLD WASTES

Councilperson Pike offered the following resolution, which was seconded by Councilperson Boschetti:

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for the purchase of a facility for the deposit and containment of hazardous household wastes for use at the Riverhead Landfill; and

WHEREAS, no bids were received and it is the desire of this Town Board that the notice to bidders be republished and reposted.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby authorized to republish and repost the attached Notice to Bidders for the purchase of a facility for the deposit and containment of hazardous household wastes for use at the Riverhead Landfill.

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 a facility for the deposit and containment of hazardous household wastes for use at the Riverhead Landfill 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 Tuesday, March 14, 1989.

Instructions for bidders, specifications, and bid forms may be obtained at the Office of the Riverhead Town Clerk at Riverhead Town Hall, Monday through Friday, between the hours of 8:30 a.m. and 4:30 a.m.

All bids will be submitted on the bid form provided. Any and all exceptions to the specifications will be listed on a separate sheet bearing the designation "Exceptions To The Specifications" and attached to the bid form.

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

All bids will be submitted in a sealed envelope bearing the designation "CONTAINMENT FACILITY - LANDFILL".

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

Dated: February 28, 1989.
Riverhead, New York

163 AUTHORIZES TOWN CLERK TO REPUBLISH AND REPOST NOTICE TO BIDDERS RE: PURCHASE OF SOUND LEVEL METER EQUIPMENT

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 the purchase of sound level meter equipment for use by the Riverhead Police Department; and

WHEREAS, no bids were received and it is the desire of this Town Board that the notice to bidders be republished and reposted.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby authorized to republish and repost the attached Notice to Bidders for the purchase of sound level meter equipment for use by the Riverhead Police Department.

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

TOKWN OF RIVERHEAD
NOTICE TO BIDDERS

PLEASE TAKE NOTICE, Sealed bids for the purchase of Sound Level Meter Equipment for use by the Riverhead Police Department will be received by the Town Clerk of the Town of Riverhead at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, 11901 until 11:05 a.m. on Tuesday, March 14, 1989.

Instructions for bidders, specifications, and bid forms may be obtained at the Town Clerk's Office at Riverhead Town Hall, Monday through Friday between the hours of 8:30 a.m. and 4:30 p.m.

All bids will be submitted on the bid form provided. Any and all exceptions to the specifications will be listed on a separate sheet bearing the designation "Exceptions To The Specifications", and attached to the bid form.

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

All bids will be submitted in a sealed envelope bearing the designation "Sound Level Meter Equipment".

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

Dated: February 28, 1989,
Riverhead, New York

TOWN OF RIVERHEAD
 RESOLUTION #164
 AWARDS TRAFFIC SIGN BID

COUNCILPERSON Lombardi OFFERED THE FOLLOWING RESOLUTION
 WHICH WAS SECONDED BY COUNCILPERSON Civiletti.

WHEREAS, THE TOWN CLERK WAS AUTHORIZED TO ADVERTISE FOR BIDS
 ON TRAFFIC SIGNS, FOR THE USE OF THE RIVERHEAD HIGHWAY DEPARTMENT, AND

WHEREAS, ON THE 17TH OF JANUARY, ALL BIDS WERE RECEIVED, OPENED
 AND READ ALOUD, AND

WHEREAS, TWO BIDS WERE RECEIVED, AND

WHEREAS, IT IS THE HIGHWAY SUPERINTENDENTS DESIRE TO TAKE THE
 LOWEST INDIVIDUAL BID PRICES

NOW, THEREFORE, BE IT

RESOLVED, THAT THE BID FOR ITEM #'S 1 THRU 42 AND 44 THRU 49
_____, OF THE TRAFFIC SIGN BID BE AND IS HEREBY AWARDED TO CAPITOL
HIGHWAY MATERIALS, ROUTE 6, BALDWIN PLACE, NEW YORK 10505, AS INDICATED
 ON PAGE 3 OF THIS AWARD.

CBB/slb

CBB

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

TOWN OF RIVERHEAD

RESOLUTION #168
AWARDS BID FOR PRECAST CONCRETE DRAINAGE RINGS
AND ASSOCIATED ITEMS

COUNCILPERSON Pike OFFERED THE FOLLOWING RESOLUTION
WHICH WAS SECONDED BY COUNCILPERSON Boschetti.

WHEREAS, THE TOWN CLERK WAS AUTHORIZED TO ADVERTISE FOR
BIDS FOR THE PURCHASE OF PRECAST CONCRETE DRAINAGE RINGS AND
ASSOCIATED ITEMS, FOR THE USE OF THE HIGHWAY DEPARTMENT, AND

WHEREAS, ON THE 22ND OF FEBRUARY, ALL BIDS WERE RECEIVED
OPENED AND READ ALOUD, AND

WHEREAS, ONE BID WAS RECEIVED, AND

WHEREAS, THE HIGHWAY SUPERINTENDENT HAS RECOMMENDED THE
PURCHASE OF THE PRECAST CONCRETE DRAINAGE RINGS AND ASSOCI-
ATED ITEMS, AND

WHEREAS, SUFFOLK CEMENT PRECAST IS THE LOWEST BID RECEIVED
MEETING THE SPECIFICATIONS,

NOW, THEREFORE, BE IT

RESOLVED, THAT THE BID FOR PRECAST CONCRETE DRAINAGE RINGS
AND ASSOCIATED ITEMS, BE AND IS HEREBY AWARDED TO SUFFOLK
CEMENT PRECAST, WEST MIDDLE ROAD, CALVERTON, NEW YORK 11933.

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

TOWN OF RIVERHEAD

RESOLUTION # 169
 AWARDS BID FOR CAST IRON MANHOLE AND CATCH BASIN
 FRAMES AND COVERS

COUNCILPERSON Pike OFFERED THE FOLLOWING RESOLUTION
 WHICH WAS SECONDED BY COUNCILPERSON Boschetti.

WHEREAS, THE TOWN CLERK WAS AUTHORIZED TO ADVERTISE FOR
 BIDS FOR THE PURCHASE OF CAST IRON MANHOLE AND CATCH BASIN
 FRAMES AND COVERS, FOR THE USE OF THE HIGHWAY DEPARTMENT, AND

WHEREAS, ON THE 22ND OF FEBRUARY, ALL BIDS WERE RECEIVED
 OPENED AND READ ALOUD, AND

WHEREAS, TWO BIDS WERE RECEIVED, AND

WHEREAS, THE HIGHWAY SUPERINTENDENT HAS RECOMMENDED THE
 PURCHASE OF THE CAST IRON MANHOLE AND CATCH BASIN FRAMES
 AND COVER, AND

WHEREAS, CAPITOL HIGHWAY MATERIALS WAS THE LOWEST BID RE-
 CEIVED MEETING THE SPECIFICATIONS,

NOW, THEREFORE, BE IT

RESOLVED, THAT THE BID FOR CAST IRON MANHOLE AND CATCH BASIN
 FRAMES AND COVERS, BE AND IS HEREBY AWARDED TO CAPITOL HIGHWAY
 MATERIALS, P.O. BOX 216, ROUTE 6, BALDWIN PLACE, NEW YORK 10505.

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

The resolution was thereupon duly declared adopted.

170 REJECTS BID FOR BAY CONSTABLE BOAT AND AUTHORIZES TOWN CLERK TO REPUBLISH AND REPOST NOTICE TO BIDDERS FOR PURCHASE OF BAY CONSTABLE BOAT

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

WHEREAS, the Town Clerk was authorized to republish and repost the Notice to Bidders for a boat to be used by the Bay Constable; and

WHEREAS, all bids were received and opened on February 21, 1989, at 11:35 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York; and

WHEREAS, all said bids were rejected.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby authorized to republish and repost the attached Notice to Bidders for the purchase of a 1986 or newer, new or used, boat for the Town of Riverhead Bay Constable.

DATED: Riverhead, New York
February 28, 1989.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

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 1986 or newer, new or used boat for the use by
Riverhead Town Bay Constable, will be received by the Town Clerk of the
Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead, New York, 11901, until
11:20 a.m. on March 14, 1989.

Bid packets, including specifications, instructions and bid forms, 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 and all
bids 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,

Bay Constable Boat.

DATED: February 28, 1989.

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

IRENE J. PENDZICK, Town Clerk

171 APPROVES CHANGE OF ZONE APPLICATION OF RICHARD VISCONE

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

WHEREAS, Richard Viscone, by petition, did apply to the Town Board, pursuant to Section 265 of Town Law and Chapter 108 of the Code of the Town of Riverhead for a change in the zoning use classification from Industrial "A" to Business "CR" on certain real property located at N.Y.S. Route 25, Calverton, New York, Suffolk County Tax Map Number 0600-99-2-13, said property being 4.6 acres; and

WHEREAS, this matter was referred to the Planning Board for its review and recommendation; and

WHEREAS, by letter dated October 14, 1988, the Planning Board recommended that the change of zone application of Richard Viscone be approved; and

WHEREAS, on the 20th day of December, 1988, this Town Board held a public hearing wherein all persons wishing to be heard were heard; and

WHEREAS, by letter dated January 17, 1989, the Suffolk County Department of Planning made its recommendation that this application is subject to local determination; and

WHEREAS, based upon the Town Board's review of the environmental assessment form, and the proceedings had therein, the Town Board determines that the change of zone applied for will be an Unlisted action with no significant impact upon the environment pursuant to the State Environmental Conservation Law; and

WHEREAS, the proposed change of zone is consistent with the final generic environmental impact statement and the findings statement prepared regarding revisions to the Town of Riverhead Master Plan.

NOW, THEREFORE, BE IT

RESOLVED, that the petition of Richard Viscone for a change of zone from Industrial "A" to Business "CR" be and is hereby approved; and be it further

RESOLVED, that the zoning use district map be and hereby shall be amended to reflect the above change; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to engage a copy of the new zoning use district map incorporating the amendment hereto adopted, which map shall be posted

on the signboard maintained by the Town Clerk and affidavits of posting thereof shall be filed with the Town Clerk's Office; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Charles R. Cuddy, Esq., attorney for Richard Viscone, the Riverhead Planning 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.

172 TERMINATES EDWARD J. POWERS AS POLICE OFFICER CANDIDATE

Councilperson Boschetti offered the following resolution which was seconded by Councilperson Pike.

WHEREAS, on 11/7/88 by Resolution #750A the Town Board did appoint individuals to the position of Police Officer with the Town of Riverhead and did also place those individuals on a leave of absence pending their successful completion of all Civil Service testing, and further until such time as the commencement of the Suffolk County Academy; and

WHEREAS, Edward J. Powers has not successfully completed the physical testing of the Suffolk County Department of Civil Service.

NOW, THEREFORE, BE IT RESOLVED, that Edward J. Powers be and is hereby terminated as a Police Officer of the Town of Riverhead effective 2/28/89; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Edward J. Posers, 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

173 APPOINTS POLICE LIEUTENANT JOSEPH GRATTAN

Councilperson Pike offered the following resolution which was seconded by Councilperson Boschetti.

WHEREAS, the Town of Riverhead did request a Certification of Eligibles from the Suffolk County Department of Civil Service with regard to the position of Police Lieutenant; and

WHEREAS, a list of two candidates was received; and

WHEREAS, all candidates have been interviewed.

NOW, THEREFORE, BE IT RESOLVED, that Joseph Grattan be and is hereby appointed to the position of Police Lieutenant effective February 23, 1989 at the annual rate of compensation as appropriate by contract; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Joseph Grattan, 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.

174 PROMOTES KAZIMIERZ BEBEN TO HIGHWAY CONSTRUCTION EQUIPMENT OPERATOR

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

WHEREAS, the application Kazimierz Beben for promotion was submitted to Civil Service for informal review; and

WHEREAS, Civil Service has approved his application for the title of Highway Construction Equipment Operator.

NOW, THEREFORE, BE IT RESOLVED, that Kazimierz Beben be and is hereby appointed to the position of Highway Construction Equipment Operator at the annual rate of compensation of \$23,700.95 as set forth in Group 9, Step 7 of the Operational and Technical Salary Schedule effective 2/27/89; and

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

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

175 PROMOTES WILLIAM CZECH TO HEAVY EQUIPMENT OPERATOR

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

WHEREAS, the application William Czech for promotion was submitted to Civil Service for informal review; and

WHEREAS, Civil Service has approved his application for the title of Heavy Equipment Operator.

NOW, THEREFORE, BE IT RESOLVED, that William Czech be and is hereby appointed to the position of Heavy Equipment Operator at the annual rate of compensation of \$21,739.41 as set forth in Group 7, Step 5 of the Operational and Technical Salary Schedule effective 2/27/89; and

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

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

The resolution was thereupon duly declared adopted.

176 PROMOTES ROLLAND CORWIN TO AUTOMOTIVE EQUIPMENT OPERATOR

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

WHEREAS, the application Rolland Corwin for promotion was submitted to Civil Service for informal review; and

WHEREAS, Civil Service has approved his application for the title of Automotive Equipment Operator.

NOW, THEREFORE, BE IT RESOLVED, that Rolland Corwin be and is hereby appointed to the position of Automotive Equipment Operator at the annual rate of compensation of \$20,255.66 as set forth in Group 6, Step 3 of the Operational and Technical Salary Schedule effective 2/27/89; and

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

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

The resolution was thereupon duly declared adopted.

177 AUTHORIZES DISPLAY ADVERTISEMENT RE: INVITATION TO PUBLIC TO PARTICIPATE IN SOLID WASTE MANAGEMENT CITIZENS ADVISORY COMMITTEE

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

WHEREAS, by resolution #148 dated February 7, 1989, this Town Board did authorize the Town Clerk to publish and post a Public Notice inviting the public to participate in a Citizens Advisory Committee for Solid Waste Management in Riverhead; and

WHEREAS, it is the desire of this Town Board that said public notice be republished as a Display Advertisement in the local newspapers.

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below public notice as a display ad in one issue of each of the following publications; The News Review, The Traveler Watchman, The Community Journal and Suffolk Life Newspapers.

PUBLIC NOTICE

PLEASE TAKE NOTICE THAT THE TOWN BOARD OF THE TOWN OF RIVERHEAD SEEKS INTERESTED PERSONS TO PARTICIPATE IN A CITIZENS ADVISORY COMMITTEE FOR SOLID WASTE MANAGEMENT IN RIVERHEAD TO ASSIST IN DEVELOPING A PROGRAM FOR REDUCING, RECYCLING AND COMPOSTING GARBAGE IN THE TOWN OR RIVERHEAD. ALL INTERESTED PARTIES ARE ENCOURAGED TO WRITE TO THE TOWN CLERK AT 200 HOWELL AVENUE, RIVERHEAD, NEW YORK 11901 OR TO CALL THE TOWN BOARD COORDINATOR AT 727-3200 EXT. 276.

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

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Eileen Fenton, Town Board Coordinator.

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

The resolution was thereupon duly declared adopted.

178 DENIES SPECIAL PERMIT OF NATIONAL SURVIVAL GAMES OF NEW YORK, INC.

Councilperson Boschetti offered the following resolution, which was seconded by Councilperson Pike:

WHEREAS, by application dated August 9, 1988, National Survival Games of New York, Inc. did apply to this Town Board for a special permit conduct a recreational activity at premises located at Route 25, Calverton, New York; and

WHEREAS, this matter was referred to the Planning Board for its review and recommendation; and

WHEREAS, on the 3rd day of January, 1989, and again on the 7th day of February, 1989, this Town Board held public hearings wherein all persons wishing to be heard were heard; 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 special permit applied for will be a(n) Unlisted action without a significant impact upon the environment pursuant to the State Conservation Environmental Law.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board determines as follows:

a. The use will prevent or substantially impair either the reasonable and orderly use or the reasonable and orderly development of other properties in the neighborhood;

b. The hazards or disadvantages to the neighborhood from the location of such use at the property are not outweighed by the advantage to be gained either by the neighborhood or the Town;

c. The health, safety, welfare, comfort, convenience and order of the Town will be adversely affected by the proposed use;

d. Such use will not be in harmony with and promote the general purposes and intent of Chapter 108 of the Code of the Town of Riverhead;

e. The site is not particularly suited for the proposed use in that the property is zoned Industrial "A" and the Farmland Preservation Program Generic Environmental Impact Statement has proposed reducing the amount of Industrial land from

approximately 13,000 acres to approximately 3,500 acres. Such a reduction in the amount of industrial land requires the Town Board to promote revenue generating industrial uses over the proposed use;

f. The access from the site is not adequate for the traffic anticipated from the proposed use. The vehicular entrances and exits are not clearly visible from the street;

g. The site is situated at the end of the Long Island Expressway (N.Y.S. Route 495) which experiences very congested traffic flow, particularly on the weekend. The increased traffic created by the proposed use with inadequate access will create a hazardous condition which will impact the health, safety and welfare of the residents and guests of the Town of Riverhead;

h. Recent incidents of violence has raised public consciousness of whether the promotion of "war games" is a suitable recreational use. "War games" is not in harmony with and does not promote the general purposes and intent of Chapter 108 of the Code of the Town of Riverhead; and be it further

RESOLVED, that the Town Board does not wish to foster, sponsor or encourage the proposed recreational use; therefore, based upon the above-stated reasons, the Town Board of the Town of Riverhead denies the special permit of National Survival Games of New York, Inc.; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to National Survival Games of New York, Inc., Michael N. Hills, Esq., the Riverhead Planning 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.

179 AUTHORIZES SUPERVISOR TO EXECUTE AGREEMENT WITH MALCOLM PIRNIE

Councilperson Pike offered the following resolution, which was seconded by Councilperson Boschetti:

WHEREAS, the Town Board is in receipt of an agreement to provide consulting services upgrading and expanding the existing wastewater treatment facilities.

RESOLVED, that the Supervisor be and is hereby authorized to execute an agreement, as attached hereto, with Malcolm Pirnie to provide consulting services for the upgrading and expansion of existing wastewater treatment facilities.

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

180 APPROVES SPECIAL PERMIT APPLICATION OF ANTONINO MILITELLO

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

WHEREAS, by application dated September 27, 1988, Antonino Militello did apply to this Town Board for a special permit to construct an office building at premises located at Peconic Avenue, Riverhead, New York, known and designated as Suffolk County Tax Map #0600-128-6-85.3, said application made pursuant to Section 108-69 of the Code of the Town of Riverhead; and

WHEREAS, this matter was referred to the Planning Board for its review and recommendation; and

WHEREAS, by letter dated January 10, 1989, the Planning Board recommended that the special permit of Antonino Militello be approved, which approval is to provide for lot coverage of 94% instead of the allowed 80%; and

WHEREAS, on the 7th of February, 1989, this Town Board held a public hearing wherein all persons wishing to be heard were heard; and

WHEREAS, the site is served by public water, public sewer and the Riverhead Parking District; and

WHEREAS, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board, on October 19, 1988, determined that the special permit applied for is a(n) Unlisted action without a significant impact upon the environment pursuant to the State Environmental Conservation Law.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board determines as follows:

a. The use will not prevent or substantially impair either the reasonable and orderly use or development of other properties in the neighborhood;

b. The hazards or disadvantages to the neighborhood from the location of such use at the property are outweighed by the advantage to be gained either by the neighborhood or the Town;

c. The health, safety, welfare, comfort, convenience and order of the Town will not be adversely affected by the authorized use;

d. Such use will be in harmony with and promote the general purposes and intent; and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby approves the special permit application of Antonino Militello for property located at Peconic Avenue, Riverhead, New York, known and designated as Suffolk County Tax Map #0600-128-6-85.3, pursuant to Section 108-69 of the Code of the Town of Riverhead; and be it further

RESOLVED, that said approval shall be for the construction of a 23,400 square-foot office building with a 94% lot occupancy located in the Business "D" zoning district within the Hamlet of Riverhead; and be it further

RESOLVED, that the premises covered by this special permit shall be maintained in conformity with such plan which may, from time to time, be approved by the Riverhead Town Board; and be it further

RESOLVED, that no building permit shall be issued until the Town Board has approved, by resolution, the site plan in conformance with Article XXVI of the Code of the Town of Riverhead; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Antonino Militello, the Riverhead Planning Department, the Town Attorney's Office and the Riverhead Building Department.

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

The resolution was thereupon duly declared adopted.

181 APPROVES SITE PLAN OF GREAT PECONIC BAY YACHT BASIN

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

WHEREAS, a site plan and elevations were submitted by Joseph Carmello, as agent for Helen Dris for a three thousand six hundred (3,600) square foot addition to an existing shop and storage building located at Washington Avenue at Third Street South Jamesport, New York, 11947, New York; and

WHEREAS, the Planning Department has reviewed the site plan dated July 20, 1988, most recently revised January 2, 1989, as prepared by Resource Associates, 27 North Church Street, Cortland, New York, 13045, and elevations dated July 20, 1988, as prepared by Resource Associates, 27 North Church Street, Cortland, New York, 13045, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; 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 Joseph Carmello, as agent for Helen Dris, for the a three thousand six hundred (3,600) square foot addition to an existing shop and storage building, located at Washington Avenue at Third Street South Jamesport, New York, 11947, New York, site plan dated July 20, 1988, most recently revised January 2, 1989, as prepared by Resource Associates, 27 North Church Street, Cortland, New York, 13045, and elevations dated July 20, 1988, as prepared by Resource Associates, 27 North Church Street, Cortland, New York, 13045, 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;

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 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, HELEN DRIS hereby authorizes the Town of Riverhead to enter premises at Washington Avenue at Third Street South Jamesport, New York, 11947, 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 a landscaped buffer, at least ten (10) feet in width, shall be provided wherever the marina property adjoins a residential use pursuant to Section 108-64.1 of the Code of the Town of Riverhead. Said buffer plantings shall be evergreen shrubs of a specie approved by the Planning Department which will attain and which shall be maintained to a height of not less than eight (8) feet. No certificate of occupancy shall be issued for the addition permitted herein until such time as Section 108-64.1 is complied with; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Joseph Carmello, P.O. Box 2272, Aquebogue, New York 11931, and Helen Dris, P.O. Box 326, Jamesport, New York 11947, the Riverhead Planning Department, and the Riverhead Building Department.

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of _____, made by HELEN DRIS, residing at Washington Avenue at Third Street, South Jamesport, New York, 11947, 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;

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

182 APPROVES REVISED SITE PLAN OF HIGH ORCHARD CORP. (THE BLUFFS PHASE III)

Councilperson Boschetti offered the following resolution, which was seconded by Councilperson Pike:

WHEREAS, the Riverhead Town Board approved the site plan for Baiting Hollow Development Corp. Phase II (The Bluffs/Phase II) by Resolution #718 adopted December 16, 1986, as drawn by Coco & Baldassano, subject to certain covenants and restrictions; and

WHEREAS, the principals for the Bluff Phase II did submit the materials and information to the Riverhead Planning Department, which were required by Resolution #718, which were subsequently approved by the Riverhead Town Board pursuant to Resolution #304 adopted April 25, 1988; and

WHEREAS, the Golf Course Units and attendant site improvements, herein referred to as The Bluffs Phase III, were not a subject of Resolution #304; and

WHEREAS, the principals for the Bluffs Phase III have submitted to the Riverhead Planning Department the materials and information required by the language of Resolution #718 for the Bluffs Phase III, including:

1. Detailed architectural elevations of (all) buildings, structures, street lighting, stormwater containment, landscaping and topographic map;
2. The depiction of open space and areas to remain natural;
3. Evidence of the extension of the Riverhead Water District to the site at no expense to the District;
4. The preparation of a condominium map, in a form as required by the Suffolk County Planning Department, which map depicts the location of buildings and open and natural areas.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby approves the revised site plan of The Bluffs/Phase III (The Bluffs at Baiting Hollow Condominium Phase III) as shown on the following diagrams and plans, each of which diagram and plan has been initialed by a majority of the Town Board:

- a. Grading and layout plan prepared by Coco & Baldassano, Architects, 330 Vanderbilt Parkway, Hauppauge, New York, 11788, dated February 5, 1988 and final for construction November 7, 1988 (pages L-3 and L-4);

b. Drainage design prepared by Burton, Hand, Behrendt & Smith, 244 East Main Street, Patchogue, New York, 11772, dated May 1, 1988 and February 23, 1989;

c. Planting plan prepared by Coco & Baldassano, Architects, 330 Vanderbilt Parkway, Hauppauge, New York, 11788, dated March 2, 1988 and final for construction November 7, 1988 (pages L-7A and L-7B); and be it further

RESOLVED, that said approval of the revised site plan shall be subject to the following:

1. That the approvals described in this site plan resolution be depicted on a condominium map to be submitted to the Riverhead Planning Board for subsequent consideration;
2. That the applicant shall abandon a portion of the existing right-of-way known as Fox Hill Drive by removing the pavement therefrom and subsequently grading and seeding said right-of-way from its intersection with Oakleigh Avenue at the West to its intersection with a new East-West road, also delineated as Fox Hill Drive, at the East, a distance of approximately one thousand (1,000') feet. As a result of this abandonment, and upon execution thereof, the applicant shall provide access driveways and rights-of-way to those northerly parcels which rely on the right-of-way;
3. That this site plan approval shall be further subject to the approval of the Suffolk County Department of Health Services;
4. That the applicant provide municipal water by the Riverhead Water District, per design of Holzmacher, McLendon & Murrell, P.C., for Extension No. 22 and water district engineer approval of on-site water supply plan;
5. That the elevations prepared by Coco & Baldassano dated July 13, 1988, and final for construction November 11, 1988 (pages a8 through all, inclusive), be modified to substitute natural siding material, i.e., number one cedar, for double 4-inch horizontal vinyl siding;
6. 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 revised site plan;
7. 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;

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

9. That the applicant is familiar with the Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same;

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

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

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

13. 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, HIGH ORCHARD CORP. hereby authorizes the Town of Riverhead to enter premises at Fox Hill Drive, Baiting Hollow, New York, to enforce said handicapped parking regulations;

14. 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; and be it further

RESOLVED, that prior to issuance of any certificated of occupancy, the Town Engineer shall approve the status of the site improvements, including but not limited to drainage, parking and landscaped areas; and be it further

RESOLVED, that this resolution shall not become effective until such time as the Declaration and Covenants are duly recorded in the Office of the Clerk of the County of Suffolk and a copy, as recorded, is filed with the Town Clerk of the Town of Riverhead; and be it further

RESOLVED, that prior to the issuance of any building permit, a condominium map, as approved by the Riverhead Town Planning Board, shall be filed with the Clerk of the County of Suffolk and proof of such filing given to the Riverhead Town Clerk; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to J. Stanton Pohl, Esq., attorney for the applicant, the Riverhead

Planning Department, the Riverhead Planning Board, the Town Attorney's Office and the Riverhead Building Department.

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of March, 1989, made by High Orchard Corp., a domestic corporation with offices at 75 Jackson Avenue, Syosset, New York, 11791, 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 approvals described in this site plan resolution be depicted on a condominium map to be submitted to the Riverhead Planning Board for subsequent consideration;
2. That the applicant shall abandon a portion of the existing right-of-way known as Fox Hill Drive by removing the pavement therefrom and subsequently grading and seeding said right-of-way from its intersection with Oakleigh Avenue at the West to its intersection with a new East-West road, also delineated as Fox Hill Drive, at the East, a distance of approximately one thousand (1,000') feet. As a result of this abandonment, and upon execution thereof, the applicant shall provide access drive-ways and rights-of-way to those northerly parcels which rely on the right-of-way;
3. That this site plan approval shall be further subject to the approval of the Suffolk County Department of Health Services;

4. That the applicant provide municipal water by the Riverhead Water District, per design of Holzmacher, McLendon & Murrell, P.C., for Extension No. 22 and water district engineer approval of on-site water supply plan;

5. That the elevations prepared by Coco & Baldassano dated July 13, 1988, and final for construction November 11, 1988 (pages a8 through all, inclusive), be modified to substitute natural siding material, i.e., number one cedar, for double 4-inch horizontal vinyl siding;

6. 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 revised site plan;

7. 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;

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

9. That the applicant is familiar with the Riverhead Town Code, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal", and agrees to abide by same;

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

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

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

13. 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;

14. 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.

183 AUTHORIZES ATTENDANCE OF SERGEANT GROSSMAN AT SCHOOL

Councilperson Pike offered the following resolution which was seconded by Councilperson Boschetti.

WHEREAS, Smith & Wesson Corp. will be hosting a "Revolver Re-Certification" school to be held at the Smith & Wesson Academy in Springfield, Massachusetts on March 27-31, 1989; and

WHEREAS, it is the desire of Sergeant Grossman to attend said school; and

WHEREAS, it is the recommendation of the Superiors of Sergeant Grossman to attend said school.

NOW, THEREFORE, BE IT RESOLVED, that Sergeant August Grossman be and is hereby authorized to attend the Smith & Wesson "Revolver Re-Certification" school at the Smith & Wesson Academy in Springfield, Massachusetts on March 27-31, 1989; and

BE IT FURTHER RESOLVED, that Sergeant Grossman receive advance monies in the amount of \$610 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 Grossman, 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.

184 AMENDS SITE PLAN OF FOX HILL GOLF AND COUNTRY CLUB

WHEREAS, by Resolution #680 of the Town Board of the Town of Riverhead, dated November 3, 1982,, a special permit was granted to the Riverhead Flagg Corporation, which approval was subject to the execution of covenants and restrictions affecting the entire 191 acre parcel and the permitted golf course use thereon, and

WHEREAS, a recreational, scenic, and conservation use easement in favor of the Town of Riverhead was executed which easement limits the use and development of the described "Recreation and Open Space Preserve" area, which restriction does not preclude the use and development of said "Recreation and Open Space Preserve" area for golf club and golf course facilities, and

WHEREAS, a site plan and elevations prepared by Donald Jewell AIA, 99B Main Street, Westhampton Beach, New York 11978, dated January 27, 1989, have been submitted to this Board for the construction of one (1) two-thousand eight hundred eighty (2,880) square foot building for the storage of maintenance equipment for the golf course, as well as the enclosure of five hundred forty-six square feet of building area and the addition of nine hundred thirty-eight square feet of deck for use as additional restaurant area, which structures are located in the "Recreation and Open Space Preserve" area, and

WHEREAS, it is the desire of the principals to locate a pond for aesthetic purposes in that area of the "Recreation and Open Space Preserve" immediately adjacent to the portion of the site designated as The Bluffs/Phase III, which pond is depicted as to form and location on a planting plan (page L-7B) prepared by Coco and Baldassano, 330 Motor Parkway, Hauppauge, New York 11788, dated March 1, 1988 and final for construction November 7, 1988;

NOW, THEREFORE, BE IT

RESOLVED, that it is the determination of this Town Board that the structures and uses proposed are in keeping with the spirit and letter of the recreational, scenic, and conservation use easement referenced herein, and be it further

RESOLVED, that the site plan and elevations for one (1), two thousand eight hundred eighty (2,880) square foot building for the storage of maintenance equipment for the golf course, and the additions to the clubhouse for restaurant use, as denoted on the site plan and elevations prepared by Donald Jewell AIA, 99B Main Street, Westhampton Beach, New York 11978, dated January 27, 1989, be and are hereby approved, and be it further

RESOLVED, that the form and location of a lined pond, as depicted on a planting plan (page L-7B) prepared by Coco and Baldassano, 330 Motor Parkway, Hauppauge, New York 11788 and dated March 1, 1988 and final for construction November 7, 1988, be and is hereby approved, and be it further

RESOLVED, that the Town Clerk be, and hereby is, authorized to forward a certified copy of this resolution to Mr. J. Stanton Pohl, Esq., Donald Jewell, AIA, the Riverhead Planning Department, and the Riverhead Building Department.

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

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

185 AUTHORIZES TOWN CLERK TO PUBLISH AND POST DISPLAY HELP
WANTED AD RE: HOME IMPROVEMENT/REHAB INSPECTOR

Councilperson Pike offered the following
resolution which was seconded by Councilperson Boschetti.

RESOLVED, that the Town Clerk be and is hereby authorized to
publish and post the below Help Wanted Ad as a 1/4 page display
advertisement in one issue of The News Review and Suffolk Life
Newspapers.

HELP WANTED

The Town of Riverhead Office of Community Development is
seeking an individual to provide technical expertise in the area
of housing rehabilitation. The selected individual will be
required to assess rehabilitation needs, develop in-house cost
estimates for home improvement/rehabilitation activities, prepare
work write-ups for bidding by contractors, make inspections of
improvements/rehabilitation in progress and provide assistance
with national environmental compliance. Inspector to provide
approximately 10 hours per week to the Community Development
staff and may not be a contractor performing work under this
program.

Interested individuals should send resume to the Town of
Riverhead Office of Community Development, Riverhead Town Hall,
200 Howell Avenue, Riverhead, NY 11901.

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

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

The resolution was thereupon duly declared adopted.

186 APPROVES SPECIAL PERMIT OF MILL POND COMMONS

Councilperson Boschetti offered the following resolution, which was seconded by Councilperson Pike.

WHEREAS, the Riverhead Town Board is in receipt of a petition for Special Permit to allow a condominium use of a parcel within the Residence C Zoning Use District of the Town of Riverhead; such petition known as Mill Pond Commons, and

WHEREAS, the Riverhead Town Board as Lead Agency has completed its responsibilities under the New York State Environmental Quality Review Act has issued a Findings Statement, and

WHEREAS, the Findings Statement has identified the environmental impacts of the proposed project and lists those Findings of Fact which support an action which, to the greatest extent practical, minimizes adverse impacts upon the natural environment, and

WHEREAS, the Riverhead Town Board recognizes that the condominium use of this property supports the conservation of environmental values and natural features to a greater degree than a single-family subdivision, and

WHEREAS, the Riverhead Town Board recognizes that the Mill Pond Commons Condominium shall require a future site plan approval; such site plan to be in conformance with Article 26 of and Section 108-20 of the Riverhead Town Code with those depictions identified as required by the published Findings Statement, and

WHEREAS, the Riverhead Town Board recognizes that a future site plan in accordance with the requirements of the published Findings Statement will mitigate those environmental impacts identified through the SEQR process;

THEREFORE, BE IT RESOLVED, that the Riverhead Town Board approve the Special Permit petition of Mill Pond Commons for a condominium use within a Residence C Zone, and

BE IT FURTHER RESOLVED, that the yield of Mill Pond Commons project shall not exceed 100 units or the requirements of Section 108-20 of the Riverhead Town Code, whichever is less; such total yield to be determined through the development of an engineered site plan incorporating those mitigation measures identified within the Findings Statement to require a future approval of this Board, 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 vote, Boschetti, yes, Pike, no, Civiletti, no,
Lombardi, yes, Janoski, yes.
The resolution was thereupon duly declared adopted.

187. APPROVES SITE PLAN OF THOMAS YASSO

Councilperson Pike offered the following resolution, which was seconded by Councilperson Boschetti:

WHEREAS, a site plan and elevations were submitted by Thomas Yasso for the construction of a new building for retail and office use located at County Route 58, Riverhead, New York, known and designated as Suffolk County Tax Map #0600-108-4-7; and

WHEREAS, the Planning Department has reviewed the site plan dated August 27, 1987, and most recently revised February 6, 1989, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead, New York, 11901, and **AMENDED IN-HOUSE**, and elevations dated January 9, 1989, and most recently revised February 23, 1989, as prepared by Donald A. Denis, A.I.A., P.C., P. O. Box 565 Aquebogue, New York, 11931, 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

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 Thomas Yasso, for the construction of a new building for retail and office use, located at County Route 58, Riverhead, New York, site plan dated August 27, 1987, and most recently revised February 6, 1989, as prepared by Young & Young, 400 Ostrander Avenue, Riverhead, New York, 11901, and **AMENDED IN-HOUSE**, and elevations dated January 9, 1989, and most recently revised February 23, 1989, as prepared by Donald A. Denis, A.I.A., P.C., P. O. Box 565 Aquebogue, New York, 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 notified of the restrictions contained herein regarding signs;

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 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, Thomas Yasso, as agent for Riverhead Land Development Corporation, hereby authorizes the Town of Riverhead to enter premises at County Route 58, 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 the premises shall provide a curb cut and cross-easement along the East side of the subject premises as shown on the site plan prepared by Young & Young, dated August

27, 1987, and most recently revised on February 6, 1989, and AMENDED IN-HOUSE;

12. 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 adjoining properties for the purpose of improving traffic flow between adjoining properties and on to 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;

13. That all utilities must be constructed underground;

14. That the sidewalk at the West side of the proposed building be eliminated and the proposed building shifted to the West a distance of five (5) feet;

15. That the ramp for handicap access be relocated so as to avoid any need for handrails due to the length of said ramp;

16. That raised islands shall be installed and planted at each end of the central bank of parking spaces, as well as around LILCO tower No. 20;

17. That the conditions contained herein shall result in the preparation of a revised site plan incorporating said conditions, as well as a revised and expanded planting plan which will adequately and appropriately address all sides of the proposed building, the raised islands and the East property line, and that this (these) drawing(s) shall be subject to further Town Board review and approval; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Abigail Wickham, Esq., attorney for applicant, Thomas Yasso, the Riverhead Planning Department, the Town Attorney's Office and the Riverhead Building Department.

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of March, 1989, made by Thomas Yasso, as agent for Riverhead Land Development Corporation,, residing at County Route 58, Riverhead, New York, 11901, 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 notified of the restrictions contained herein regarding signs;

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 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 the premises shall provide a curb cut and cross-easement along the East side of the subject premises as shown on the site plan prepared by Young & Young, dated August 27, 1987, and most recently revised on February 6, 1989, and **AMENDED IN-HOUSE**;

11. 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 adjoining properties for the purpose of improving traffic flow between adjoining properties and on to 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;

12. That all utilities must be constructed underground;

13. That the sidewalk at the West side of the proposed building be eliminated and the proposed building shifted to the West a distance of five (5) feet;

14. That the ramp for handicap access be relocated so as to avoid any need for handrails due to the length of said ramp;

15. That raised islands shall be installed and planted at each end of the central bank of parking spaces, as well as around LILCO tower No. 20;

16. That the conditions contained herein shall result in the preparation of a revised site plan incorporating said conditions, as well as a revised and expanded planting plan which will adequately and appropriately address all sides of the proposed building, the raised islands and the East property line, and that this (these) drawing(s) shall be subject to further Town Board review and approval.

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

RIVERHEAD LAND DEVELOPMENT CORPORATION

THOMAS YASSO, as Agent

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

On the _____ day of March, 1989, before me personally came Thomas Yasso, as agent for Riverhead Land Development Corporation,, to me known and known to be the individual who executed the foregoing instrument; that he is the Agent for Riverhead Land Development Corporation, the owner of certain real property located at County Route 58, Riverhead, New York, the subject property of this Declaration and Covenant, and understands the content thereof; and that he did swear to me that he executed the same.

NOTARY PUBLIC

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

188 APPROVES SITE PLAN OF PECONIC OFFICE BUILDING (ANTONINO MILITELLO)

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

WHEREAS, a site plan and elevations were submitted by Antonino Militello for the construction of a fifty-foot high, steel frame retail/office building located at East side of Peconic Avenue, 208+ feet South of N.Y.S. Route 25, Riverhead, New York, known and designated as Suffolk County Tax Map #0600-128-6-85.3; and

WHEREAS, the Planning Department has reviewed the site plan dated June 16, 1988, as prepared by Miller Associates, Architects, 931 Hallock Avenue, Port Jefferson Station, New York, 11776, and elevations dated as **AMENDED IN-HOUSE** February 28, 1989, as prepared by Miller Associates, Architects, *ibid.*, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved, with conditions; 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

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 Antonino Militello, for the construction of a fifty-foot high, steel frame retail/office building, located at East side of Peconic Avenue, 208+ feet South of N.Y.S. Route 25, Riverhead, New York, site plan dated June 16, 1988, as prepared by Miller Associates, Architects, 931 Hallock Avenue, Port Jefferson Station, New York, 11776, and elevations dated as **AMENDED IN-HOUSE** February 28, 1989, as prepared by Miller Associates, Architects, *ibid.*, be and are hereby approved, with conditions, 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;
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 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, ANTONINO MILITELLO hereby authorizes the Town of Riverhead to enter premises at East side of Peconic Avenue, 208+ feet South of N.Y.S. Route 25, 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 utilities shall be constructed underground;

12. That changes will be effected to the South elevation, which changes will modify the contemporary appearance of said elevation by introducing sections of wall material between banks of windows;

13. That changes will be effected to the North elevation, which changes will result in the addition of a similar gabled brick treatment as incorporated on the remaining facades;

14. That conditions 12 and 13 hereinabove shall result in revised elevation drawings, which drawings shall be subject to future review of the Architectural Review Board (A.R.B.) and the Town Board;

15. That light fixtures, in a traditional style consistent with those existing in the Peconic Riverfront Park, shall be provided;

16. That the "Tourist Information Center", which encroaches upon the subject parcel, shall be relocated and situated entirely on the parcel to the South (SCTM #0600-128-6-85.1), and that as a condition of this approval, said southerly parcel shall be appropriately planted and that such plantings shall be the subject of a planting plan and schedule to be prepared by the applicant and approved by the Town Board; and that said plan shall clear an area fifteen (15') feet deep and twenty-four (24') feet wide at the Southeast corner of the building for fire access;

17. That a petition must be made for connection to the Riverhead Sewer District;

18. That the underground propane gas tanks will be strapped to an approved concrete base, and that necessary precautions shall be taken to prevent a gas leak into the main sewer line;

19. That the location and type of signs shall be determined by the applicant and indicated on the revised elevation drawings, and that these and all restrictions pertaining to signs shall be conveyed to each tenant by the applicant;

20. That the conditions stated herein shall, whenever appropriate, be completed prior to the issuance of a certificate of occupancy by the Riverhead Building Department; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Antonino Militello, Miller Associates, Architect, Charles Cuddy, Esq., attorney for the applicant, the Riverhead Planning Department, the Town Attorney's Office and the Riverhead Building Department.

DECLARATION AND COVENANTS

THIS DECLARATION, made the _____ day of March, 1989, made by ANTONINO MILITELLO, residing at 120 Blydenburgh Avenue, Smithtown, New York, 11987, 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;

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 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. That changes will be effected to the South elevation, which changes will modify the contemporary appearance of said elevation by introducing sections of wall material between banks of windows;

12. That changes will be effected to the North elevation, which changes will result in the addition of a similar gabled brick treatment as incorporated on the remaining facades;

13. That conditions 12 and 13 hereinabove shall result in revised elevation drawings, which drawings shall be subject to future review of the Architectural Review Board (A.R.B.) and the Town Board;

14. That light fixtures, in a traditional style consistent with those existing in the Peconic Riverfront Park, shall be provided;

15. That the "Tourist Information Center", which encroaches upon the subject parcel, shall be relocated and situated entirely on the parcel to the South (SCTM #0600-128-6-85.1), and that as a condition of this approval, said southerly parcel shall be appropriately planted and that such plantings shall be the subject of a planting plan and schedule to be prepared by the applicant and approved by the Town Board; and that said plan

