

NO. 202

DATE: APRIL 6, 1993

COUNCILMAN PRUSINOWSKI

COUNCILPERSON OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY **COUNCILPERSON COUNCILMAN STARK**.

BE IT RESOLVED, THAT THE SUPERVISOR BE AND HEREBY IS, AUTHORIZED TO ESTABLISH THE FOLLOWING BUDGET ADJUSTMENT:

BUDGET ADJUSTMENT
TOWN OF RIVERHEAD
WATER DSITRICT

112.000000.390599 APPROP. FUND BALANCE FROM: \$ 99,500.00

		TO:
112.083200.524910	SAFETY EQUIPMENT	10,000.00
112.083200.524400	FIELD EQUIPMENT	7,500.00
112.083200.524451	METER PURCHASE	15,000.00
112.083200.541100	REPAIRS	50,000.00
112.083200.542503	CHEMICALS	14,000.00
112.083100.542113	POSTAGE	1,000.00
112.083100.524300	OFFICE EQUIPMENT	2,000.00

THE VOTE

Gilliam Yes ___ No Creighton Yes ___ No
Stark Yes ___ No Prusinowski Yes ___ No
Janoski Yes ___ No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

James R. Stark
James R. Stark, Councilman
Frank W. Creighton
Frank W. Creighton, Councilman
Harriet A. Gilliam
Harriet A. Gilliam, Councilwoman

Resolution

No. 203

Riverhead Town Board

HONORING REVEREND DONNA SCHAPER

WHEREAS, the Town Board wishes to recognize the community service of those who assist the citizens of the Town of Riverhead, and

WHEREAS, *REVEREND DONNA SCHAPER* has served the people of the Town of Riverhead as Pastor of the First Congregational Church, Main Street, Riverhead, New York, and by assisting in the establishment of the Bread & More Soup Kitchen and the Green & More Market, and

WHEREAS, Reverend Schaper will be leaving the community on April 15, 1993;

NOW, THEREFORE, BE IT RESOLVED that the Riverhead Town Board pauses in its deliberations to recognize the contributions of

Reverend Donna Schaper

in recognition of her service to the citizens of the Town of Riverhead.

BE IT FURTHER RESOLVED, that the Town Board of the Town of Riverhead has taken their hand and caused the Great Seal of the Town of Riverhead to be affixed this 6th day of April, in the Year of Our Lord, Nineteen Hundred Ninety Three.

Joseph F. Janoski

Joseph F. Janoski, Supervisor

Victor J. Prusinowski

Victor J. Prusinowski, Councilman

James R. Stark

James R. Stark, Councilman

Frank W. Creighton

Frank W. Creighton, Councilman

Harriet A. Gilliam

Harriet A. Gilliam, Councilwoman



THE RESOLUTION WAS DULY DECLARED AND THE TOWN BOARD HAS TAKEN THEIR HAND AND CAUSED THE GREAT SEAL OF THE TOWN OF RIVERHEAD TO BE AFFIXED TO THIS RESOLUTION ON THIS 6TH DAY OF APRIL, IN THE YEAR OF OUR LORD, NINETEEN HUNDRED NINETY THREE.

TB - 4/6/93

TOWN OF RIVERHEAD

RESOLUTION # 204

AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS TO FURNISH AND PLACE ASPHALT CONCRETE AND BITUMINOUS MATERIALS AND PLANT PICK UP OF ASPHALT CONCRETE

COUNCILMAN CREIGHTON

COUNCILPERSON _____ OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY COUNCILPERSON **COUNCILWOMAN GILLIAM**

RESOLVED, THAT THE TOWN CLERK OF THE TOWN OF RIVERHEAD BE AND IS HEREBY AUTHORIZED TO ADVERTISE FOR SEALED BIDS TO FURNISH AND PLACE ASPHALT CONCRETE AND BITUMINOUS MATERIALS AND PLANT PICK UP OF ASPHALT CONCRETE FOR THE USE OF THE RIVERHEAD HIGHWAY DEPARTMENT FOR ONE (1) YEAR FROM DATE OF AWARD,

AND BE IT RESOLVED,

THAT THE SPECIFICATIONS AND FORMS FOR BIDDING BE PREPARED BY THE SUPERINTENDENT OF HIGHWAYS, AND BIDS BE RETURNABLE UP TO 11:00 A.M. ON APRIL 19, 1993, AND BE IT FURTHER

RESOLVED, THAT THE TOWN CLERK BE AND IS HEREBY DESIGNATED TO OPEN PUBLICLY AND READ ALOUD ON APRIL 19, 1993 AT 11:00 A.M. AT THE TOWN CLERK'S OFFICE, 200 HOWELL AVENUE, RIVERHEAD, NEW YORK ALL BIDS BEARING THE DESIGNATION "BID TO FURNISH AND PLACE ASPHALT CONCRETE AND BITUMINOUS MATERIALS AND PLANT PICK UP OF ASPHALT CONCRETE".

CBB

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD, N.Y.
BARBARA A. GRANTAN, TOWN CLERK

THE VOTE

APRIL 19 1993
TOWN CLERK
RESOLUTION WAS ADOPTED

022

NOTICE TO BIDDERS

SEALED BIDS FOR THE FURNISHING AND PLACING OF ASPHALT CONCRETE AND BITUMINOUS MATERIALS FOR THE RIVERHEAD HIGHWAY DEPARTMENT WILL BE RECEIVED BY THE TOWN CLERK OF THE TOWN OF RIVERHEAD AT TOWN HALL, 200 HOWELL AVENUE, RIVERHEAD, NEW YORK UNTIL 11:00 A.M. ON APRIL 19, 1993.

INSTRUCTIONS FOR BIDDER, SPECIFICATIONS AND BID FORMS MAY BE OBTAINED AT THE OFFICE OF THE TOWN CLERK, TOWN HALL, 200 HOWELL AVENUE, RIVERHEAD, NEW YORK 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 "BID ON FURNISHING AND PLACING ASPHALT CONCRETE AND BITUMINOUS MATERIALS".

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD, N.Y.
BARBARA A. GRATTAN, TOWN CLERK

CBB/sb

THE VOTE

Gilliam Yes ___ No Creighton Yes ___ No
Stark Yes ___ No Prusinowski Yes ___ No
Janoski Yes ___ No

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

CBB

4-6-93

<resolutions>108-61ph

205

AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE TO CONSIDER AN AMENDMENT TO CHAPTER 108 "ZONING" OF THE RIVERHEAD TOWN CODE, SECTION 108-61 "OFF-STREET LOADING"

COUNCILWOMAN GILLIAM

_____ offered the following resolution, which was seconded by **COUNCILMAN CREIGHTON** _____:

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider amending Chapter 108 "Zoning" of the Riverhead Town Code at Section 108-61 "Off-street loading"; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward this resolution to the the Towns of Brookhaven, Southold and Southampton.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD
SARADA GRANTAN, Town Clerk

THE VOTE

Gilliam Yes ___ No Creighton Yes ___ No
Stark Yes ___ No Prusinowski Yes ___ No
Janoski Yes ___ No

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 20th day of April, 1993, at 7:20 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider amending Chapter 108 "Zoning" of the Riverhead Town Code at Section 108-61 "Off-street loading" as follows:

108-61. Off-street loading.

C. There shall be a minimum paved area of one hundred (100) feet from the building line, at the loading area, ~~in all directions.~~ No parking shall be permitted, nor shall any area be counted, in the parking area within the loading area.

Dated: Riverhead, New York
April 6, 1993.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

- (1) No alcoholic beverages shall be served on the premises;
- (2) The hours of operation shall be as follows:

Wednesday, April 14, and	
Thursday, April 15	5:30 p.m. to 10:00 p.m.
Friday, April 16, and	
Saturday, April 17	5:30 p.m. to 11:30 p.m.
Sunday, April 18	5:30 p.m. to 10:00 p.m.

It be it further:
RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to St. John the Evangelist School, St. John's Place, Riverhead, New York and the Riverhead Police Department.

THE VOYE

Ayes No Absent Yeas Nays
 Ayes No Absent Yeas Nays
 Ayes No Absent Yeas Nays

THE RESOLUTION WAS WAS NOT

THEREUPON THE TOWN BOARD DECLARED ADOPTED

4-6-93

206

APPROVES APPLICATION OF ST. JOHN THE EVANGELIST SCHOOL

COUNCILMAN PRUSINOWSKI

_____ offered the following resolution, which was seconded by **COUNCILMAN STARK** _____:

WHEREAS, St. John the Evangelist School submitted an application to hold a carnival at Southwest corner of Mill Road and Route 58, Riverhead, New York, on April 14, 15, 16, 17 and 18; and

WHEREAS, certificates of insurance have been received naming the Town of Riverhead as Additional Insured; and

WHEREAS, the Town Board of the Town of Riverhead has reviewed all documents regarding said application.

NOW, THEREFORE, BE IT

RESOLVED, that the application of St. John the Evangelist School to hold a carnival at Southwest corner of Mill Road and Route 58, Riverhead, New York, on April 14, 15, 16, 17 and 18 be and is hereby approved subject to the following:

- (1) No alcoholic beverages shall be served on the premises;
- (2) The hours of operation shall be as follows:

Wednesday, April 14, and	
Thursday, April 15	5:30 p.m. to 10:00 p.m.
Friday, April 16, and	
Saturday, April 17	5:30 p.m. to 11:30 p.m.
Sunday, April 18	5:30 p.m. to 10:00 p.m.

and be it further;

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to St. John the Evangelist School, St. John's Place, Riverhead, New York and the Riverhead Police Department.

THE VOTE

Gilliam Yes ___ No ___ Creighton Yes ___ No ___
 Stark Yes ___ No ___ Prusinowski Yes ___ No ___
 Janoski Yes ___ No ___

**THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED**

4-6-93

207

GRANTS LEAVE OF ABSENCE

COUNCILMAN STARK

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

WHEREAS, ANDREA WEBER has requested a leave of absence for parentage leave pursuant to Civil Service Employee Contract, Article III, Section 5.

NOW, THEREFORE, BE IT

RESOLVED, that ANDREA WEBER is granted a parentage leave pursuant to Civil Service Employee Contract, Article III, Section 5 leave for a period not to exceed three (3) months commencing April 7, 1993 through June 6, 1993 subject to the following conditions:

- (1) There shall be no extension of said leave;
- (2) To facilitate the proper functioning of the Town offices, the employee shall submit written notice to the Town Supervisor of his intent to return to work, resign, retire or other relief at least ten (10) days prior to the expiration of the leave of absence;

and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to ANDREA WEBER, BISEP and the Accounting Department.

THE VOTE

Gilliam Yes ___ No ___ Creighton Yes ___ No ___
 Stark Yes ___ No ___ Prusinowski Yes ___ No ___
 Janoski Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
 THEREUPON DULY DECLARED ADOPTED

4/06/93

208

AUTHORIZES ASST. RECREATION SUPT. TO CONFERENCE

~~COUNCILMAN CREIGHTON~~

offered the following resolution which was seconded by

~~COUNCILWOMAN GILLIAM~~

WHEREAS, Asst. Recreation Supt., Jane Van de Thoon has requested to attend the Annual Recreation and Park conference and Exhibition on April 18-21, 1993; and

WHEREAS, it is the recommendation of the Department Head that Ms. Van de Thoon attend said conference.

NOW, THEREFORE, BE IT RESOLVED, Ms. Van de Thoon be and is hereby authorized to attend said conference; and

BE IT FURTHER RESOLVED, that lodging and expenses incurred for attendance at said conference are to be fully receipted and therefore reimbursed by the Office of Accounting; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Jane Van de Thoon and the Office of Accounting.

THE VOTE

Gilliam Yes ___ No Creighton Yes ___ No
Stark Yes ___ No Prusinowski Yes ___ No
Janoski Yes ___ No

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

4/06/93

209 AUTHORIZES POLICE OFFICER TO ATTEND CONVENTION

COUNCILWOMAN GILLIAM offered the following resolution which was seconded by COUNCILMAN CREIGHTON.

WHEREAS, Police Officer, Dennis Weinand has requested to attend the annual 1993 National D.A.R.E. Convention in Las Vegas, Nevada, on July 5-12, 1993.

WHEREAS, it is the recommendation of the Chief of Police that Police officer Weinand attend said convention.

NOW, THEREFORE, BE IT RESOLVED, Dennis Weinand be and is hereby authorized to attend said convention, and

BE IT FURTHER RESOLVED, that lodging and expenses incurred for attendance at said convention are to be fully receipted and therefore reimbursed by the Office of Accounting; and

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

THE VOTE

Gilliam ✓ Yes ___ No Creighton ✓ Yes ___ No
Stark ___ Yes ___ No Prusinowski ✓ Yes ___ No
Janoski ✓ Yes ___ No

THE RESOLUTION WAS ✓ WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

210 / AUTHORIZES TOWN CLERK TO ACCEPT MAINTENANCE BOND AND
RELEASE PERFORMANCE BOND OF W.J. NORTHRIDGE
CONSTRUCTION CORP.

COUNCILMAN PRUSINOWSKI

offered the following

resolution, which was seconded by COUNCILMAN STARK :

WHEREAS, W.J. Northridge Construction Corp. entered into a contract with the Town of Riverhead for the construction of the day care center in accordance with the provisions of said contract; and

WHEREAS, W.J. Northridge Construction Corp. posted the required performance bond in the amount of \$250,288.00; and

WHEREAS, said work has been satisfactorily completed; and

WHEREAS, a maintenance bond has been submitted to the Town Attorney's Office, which has approved same as to form.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby releases the performance bond of W.J. Northridge Construction Corp. and accepts its maintenance bond in the amount of \$250,288.00; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to release the aforementioned performance bond; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to W.J. Northridge Construction Corp., 20 Railroad Street, Huntington Station, New York, 11746; the Town Engineer; and the Community Development Agency.

THE VOTE

Gilliam Yes ___ No Creighton Yes ___ No
Stark Yes ___ No Prusinowski Yes ___ No
Janoski Yes ___ No

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

8x16x98

210

AUTHORIZES TOWN CLERK TO ACCEPT MAINTENANCE BOND AND
RELEASE PERFORMANCE BOND OF W.J. NORTHRIDGE
CONSTRUCTION CORP.

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

WHEREAS, W.J. Northridge Construction Corp. entered into a contract with the Town of Riverhead for the construction of the day care center in accordance with the provisions of said contract; and

WHEREAS, W.J. Northridge Construction Corp. posted the required performance bond in the amount of \$250,288.00; and

WHEREAS, said work has been satisfactorily completed; and

WHEREAS, a maintenance bond has been submitted to the Town Attorney's Office, which has approved same as to form.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby releases the performance bond of W.J. Northridge Construction Corp. and accepts its maintenance bond in the amount of \$250,288.00; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to release the aforementioned performance bond; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to W.J. Northridge Construction Corp., 20 Railroad Street, Huntington Station, New York, 11746; the Town Engineer; and the Community Development Agency.

THE VOTE

Gilliam Yes ___ No Creighton Yes ___ No
Stark ___ Yes ___ No Prusinowski Yes ___ No
Janoski Yes ___ No

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

NO. 211

DATE: APRIL 6, 1993

COUNCILMAN STARK

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

BE IT RESOLVED, THAT THE SUPERVISOR BE AND HEREBY IS, AUTHORIZED TO ESTABLISH THE FOLLOWING BUDGET ADJUSTMENTS:

BUDGET ADJUSTMENT
GENERAL FUND

		FROM:	
001.014200.524350	TOWN ATTORNEY BOOKS	\$2,500.00	
001.036200.542100	BLDG. DEPT., OFFICE SUPPLIES	150.00	
		TO:	
001.014200.542802	TOWN ATTORNEY SUPPLIMENTAL LAW BOOKS, SUPPLIES	\$2,500.00	
001.036200.524000	BLDG. DEPT., EQUIPMENT	150.00	

THE VOTE

Gilliam Yes No Creighton Yes No
 Stark Yes No Prusinowski Yes No
 Janoski Yes No

THE RESOLUTION WAS WAS NOT
 THEREUPON DULY DECLARED ADOPTED

4-6-93

212

AUTHORIZES SUPERVISOR TO ENTER INTO LEASE TO ESTABLISH MUNICIPAL PARKING LOT

COUNCILMAN CREIGHTON

_____ offered the following resolution, which was seconded by **COUNCILWOMAN GILLIAM** :

WHEREAS, Riverhead Enterprises wishes to lease land within the Riverhead Parking District to the Town of Riverhead, which is located to the rear of certain property owned by Riverhead Enterprises at East Main Street, Riverhead, New York, known and designated as SCTM #0600-129-1-(part of) 14; and

WHEREAS, pursuant to Article 12, Section 198 of Town Law, the Town Board is authorized to lease property for public parking purposes; and

WHEREAS, the Town Board desires to enter into a 10-year lease with Riverhead Enterprises for the creation of 42 additional parking spaces for the benefit of the Riverhead Parking District.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead, in its capacity as Commissioner of the Town of Riverhead Parking District, hereby authorizes the Supervisor to execute a lease with Riverhead Enterprises for the purposes of constructing a municipal parking lot located to the rear of property at East Main Street, Riverhead, New York; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Riverhead Enterprises, 375 Sunrise Highway, Lynbrook, New York, 11563; the Supervisor's Office; and the Town Attorney's Office.

THE VOTE

Gilliam Yes ___ No ___ Creighton Yes ___ No ___
Stark Yes ___ No ___ Prusinowski Yes ___ No ___
Janoski Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

4/6/93

TOWN OF RIVERHEAD
NOTICE TO BIDDERS

213

**AUTHORIZES THE SOLICITATION OF BIDS FOR WATER METERS FOR USE BY
THE TOWN OF RIVERHEAD WATER DEPARTMENT**

COUNCILWOMAN GILLIAM

COUNCILPERSON _____ offered the following RESOLUTION, which

was seconded by COUNCILPERSON **COUNCILMAN CREIGHTON**

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
TOWN OF RIVERHEAD and be it further

RESOLVED, that the Town Clerk be and hereby is authorized to open
and publicly read aloud said bids at 11:00 a.m. on 4/26/93 Town Hall, 200 Howell
Avenue, Riverhead, New York 11901: 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

Gilliam Yes ___ No Creighton Yes ___ No
Stark Yes ___ No Prusinowski Yes ___ No
Janoski Yes ___ No

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

**TOWN OF RIVERHEAD
NOTICE TO BIDDERS**

WATER METERS

Scaled bids for the purchase of ^ for use by the

TOWN OF RIVERHEAD will be received by the Town Clerk of the

Town of Riverhead at Town Hall, 200 Howell Avenue, Riverhead New York 11901, until

11:00 a.m. on April 26, 1993.

Bid packets, including specification, may be obtained at the Town Clerk's office at Town Hall Monday through Friday between the hours of 8:30 am and 4:30 pm.

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

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

All bids are to be submitted in a sealed envelope bearing the designation

WATER METERS.

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

Barbara Grattan, Town Clerk

DETERMINATION OF SIGNIFICANCE OF SPECIAL PERMIT/SITE PLAN PETITION
ROBERT ANDREWS

COUNCILMAN PRUSINOWSKI, offered the following resolution which was

acted by **COUNCILMAN STARK**

WHEREAS, the Riverhead Town Board is in receipt of a petition from Robert Andrews to expand a preexisting nonconforming agricultural real property located within the Residential A Zoning Use District on Sound Avenue, Riverhead New York, such parcel more particularly described as SCTM No. 0600-58-2-12.1, and

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

WHEREAS, the Riverhead Planning Department has reviewed the Environmental Assessment Form and supporting documentation and recommends the petition be considered a Type II Action pursuant to 6NYCRR Part 617.3(d)(3), and

WHEREAS, pursuant to 6 NYCRR Part 617.3(j) and 617.5(a)(1), agency responsibilities for SEQR end with this designation and no determination of significance is required, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board considers the Special application of Robert J. Andrews to be Type II for purposes of compliance with SEQR, and

BE IT FURTHER

RESOLVED, that this classification be considered effective for any such petition for Site Plan approval, and

BE IT FURTHER

RESOLVED, that the Town Clerk be directed to refer the petition to the Riverhead Planning Board for their review and recommendation, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to provide a certified copy of this resolution to the Planning Department and the applicant, and

BE IT FURTHER

RESOLVED, that the Town Clerk be authorized to publish the required notice of Public Hearing in the official newspaper of the Town of Riverhead:

RESOLUTION AMENDING RULES AND REGULATIONS OF THE RIVERHEAD WATER DISTRICT

COUNCILMAN CREIGHTON

NO. 215

DATE: APRIL 6, 1993

COUNCILMAN STARK OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY COUNCILPERSON COUNCILMAN PRUSINOWSKI

BE IT RESOLVED, THAT THE SUPERVISOR BE AND HEREBY IS, AUTHORIZED TO ESTABLISH THE FOLLOWING BUDGET ADJUSTMENTS:

BUDGET ADJUSTMENT GENERAL FUND

FROM:

001.014200.524350	TOWN ATTORNEY BOOKS	\$2,500.00
001.036200.542100	BLDG. DEPT., OFFICE SUPPLIES	150.00
001.092705.471000	GIFTS & DONATIONS	600.00
001.067720.542221	NUTRITION, CONTRACT.EXP.	700.00
001.019900.547900	TOWN CLERK, CONTINGENCY A/C	3,000.00

TO:

001.014200.542802	TOWN ATTORNEY SUPPLIMENTAL LAW BOOKS, SUPPLIES	\$2,500.00
001.036200.524000	BLDG. DEPT., EQUIPMENT	150.00
001.073100.518769	YOUTH PROGRAMS, BOAT BLDG. INSTRUCTOR	600.00
001.067720.524000	NUTRITION, EQUIPMENT	700.00
001.014100.543960	TOWN CLERK, STENO SERVICE	2,700.00
001.014100.524000	TOWN CLERK, EQUIPMENT	300.00

THE VOTE

Gilliam Yes ___ No ___ Creighton Yes ___ No ___
 Stark Yes ___ No ___ Prusinowski Yes ___ No ___
 Janoski Yes ___ No ___

THE RESOLUTION WAS WAS NOT ___
 THEREUPON DULY DECLARED ADOPTED

216 RESOLUTION AMENDING RULES AND REGULATIONS OF THE RIVERHEAD WATER DISTRICT

COUNCILMAN CREIGHTON

Councilperson _____ offered the following resolution which was seconded by Councilperson ~~COUNCILWOMAN GILLIAM~~

WHEREAS, the Riverhead Town Code provides that the Riverhead Town Board, as governing body of the Riverhead Water District, shall from time to time adopt rules and regulations and set necessary fees to be charged by the District, and

WHEREAS, the fee set for water turn-off and turn-on currently states:

"A charge of \$20 will be made for tuning off and turning on water for each time combined service is performed during the normal working hours. A charge of \$35 will be made for turning off and turning on water if either is performed on weekends, after hours, or on holidays."

and

WHEREAS, the charge for connecting to the main and installing water meter is as follows:

	<u>HOUSE</u>	<u>PIT</u>
3/4" service	\$530.00	\$625.00
1" service	\$675.00	\$770.00

NOW, THEREFORE, BE IT

RESOLVED, that this paragraph shall be amended as follows:

"A charge of \$20 will be made for turning off and turning on water for each time combined service is performed during the normal working hours. A charge of \$35 will be made for turning off and turning on water if either is performed ~~on weekends, after hours, or on holidays~~ without the five day written notice required by Section 105-14 of the Riverhead Town Code.

**Underline indicates addition
**Running line indicates deletion

and be it further

RESOLVED, that the in-house connection for future services is eliminated and that a new category of service for installation in subdivisions where the water main contractor has installed service stubs, curb stops, and curb box as follows:

	<u>PRE-DONE STUB</u>	<u>PIT</u>
3/4" service	\$305.00	\$625.00
1" service	\$405.00	\$770.00

and be it further

RESOLVED, that all resolutions adopted from time to time by the Riverhead Town Board, as governing body of the Riverhead Water District, shall be published in the Riverhead Town Code as an appendix to Chapter 105, in a form to be determined by the Town Clerk, and be it further

RESOLVED, that the Town Clerk shall forward certified copies of this resolution to Gary Pendzick, Pierre Lundberg, Esq., and the Accounting Department.

THE VOTE

Gilliam Yes ___ No Creighton Yes ___ No
 Stark Yes ___ No Prusinowski Yes ___ No
 Janoski Yes ___ No

THE RESOLUTION WAS WAS NOT ___
 THEREUPON DULY DECLARED ADOPTED

4/6/93

217 ESTABLISHES COMMITTEE TO REVIEW MEMORIALS AND MONUMENTS

Councilperson GILLIAM offered the following resolution

which was seconded by Councilperson CREIGHTON

WHEREAS, the Town Board has been requested to establish an appropriate memorial to honor PFC Garfield Langhorn, who received the Congressional Medal of Honor, posthumously, for heroism above and beyond the call of duty in Vietnam; and

WHEREAS, the Town Board wishes to recognize and memorialize the extraordinary heroism of PFC Langhorn; and

WHEREAS, the Town Board wishes to memorialize appropriately all those residents who gave their lives in the service of the Nation;

NOW, THEREFORE, BE IT RESOLVED, that Councilman Frank Creighton, Colonel, (Ret), U.S. Army, be and is hereby appointed to review the Town's monuments and memorials to fallen Armed Services men and women; and

BE IT FURTHER RESOLVED, that a report be submitted to the Town Board making recommendations for an appropriate memorial to PFC Garfield Langhorn and such other monuments and memorials as may be appropriate to properly honor all those men and women from Riverhead who have died in the service of the Nation in war or conflict; and

BE IT FURTHER RESOLVED, that a committee composed of family members, organizations, and citizens be formed to assist in the review and formulation of recommendations.

THE VOTE

Gilliam Yes No Creighton Yes No
Stark Yes No Prusinowski Yes No
Janoski Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

DATE April 6, 1993

NO. 218

COUNCILMAN PRUSINOWSKI

COUNCILPERSON _____ offered the following resolution which was seconded by COUNCILPERSON **COUNCILMAN STARK**.

RESOLVED, that the Supervisor be and hereby is, authorized to establish the following Budget Adoption.

BUDGET ADOPTION
POLICE STATION IMPROVEMENTS
CAPITAL PROJECT

FROM:

408.095301.487000.400008 TRANSFER FROM POLICE STATION, CAP. PROJ. \$50,000.00

TO:

408.016230.523000.40008 BUILDING IMPROVEMENTS \$50,000.00

THE VOTE

Gilliam Yes ___ No Creighton Yes ___ No
Stark Yes ___ No Prusinowski Yes ___ No
Janoski Yes ___ No

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

DATE April 6, 1993

NO. 219

COUNCILPERSON **COUNCILMAN STARK** offered the following resolution which was seconded by COUNCILPERSON **COUNCILMAN PRUSINOWSKI**.

RESOLVED, that the Supervisor be and hereby is, authorized to establish the following Budget Adoption.

BUDGET ADOPTION
RIMLAND BUILDING ACQUISITION
CAPITAL PROJECT

		FROM:
406.095731.494100.40004	BOND PROCEEDS	\$180,000.00
		TO:
406.019400.521000.40004	ACQUITION OF REAL PROPERTY	\$180,000.00

THE VOTE

Gilliam Yes No Creighton Yes No
 Stark Yes No Prusinowski Yes No
 Janoski Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

April 6, 1993

APPROVED RESOLUTION OF AFRICAN-AMERICAN LEADERSHIP COUNCIL

220 AUTHORIZES TRANSFER OF FUNDS

Councilperson **COUNCILMAN CREIGHTON** offered the following resolution which was seconded by Councilperson **COUNCILWOMAN GILLIAM**

RESOLVED, that the Supervisor be and is hereby authorized to establish the following \$2,000.00 budget adjustment.

\$2,000.00 From: 116.051820.541415
To: 116.051820.524000

WHEREAS, the Town Board of the Town of Riverhead has reviewed all documents regarding said application.

NOW, THEREFORE, BE IT

RESOLVED, that the application of African-American Leadership Council for the purpose of holding a celebration of African and Native American cultures at the Riverhead High School football field, Babarue Avenue, Riverhead, New York, New York, on August 1, 1993 (raindate August 9, 1993) be and is hereby approved; and be it further

RESOLVED, that this approval is SUBJECT TO the submission of a certificate of insurance in the amount of \$1,000,000.00 naming the Town of Riverhead as additional insured to be forwarded to the Town Attorney WITHIN 30 DAYS of the adoption of this resolution; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to African-American Leadership Council and the Riverhead Police Department.

THE VOTE

Gilliam Yes ___ No Creighton Yes ___ No
Stark Yes ___ No Prusinowski Yes ___ No
Janoski Yes ___ No

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

4-6-93

221

APPROVES APPLICATION OF AFRICAN-AMERICAN LEADERSHIP COUNCIL

COUNCILWOMAN GILLIAM

offered the following resolution, which was seconded by COUNCILMAN CREIGHTON:

WHEREAS, the African-American Leadership Council submitted an application for the purpose of holding a celebration of African and Native American cultures to be held at the Riverhead High School football field, Osborne Avenue, Riverhead, New York, New York, on August 1, 1993 (raindate Augsut 8, 1993); and

WHEREAS, the Town Board of the Town of Riverhead has reviewed all documents regarding said application.

NOW, THEREFORE, BE IT

RESOLVED, that the application of African-American Leadership Council for the purpose of holding a celebration of African and Native American cultures at the Riverhead High School football field, Osborne Avenue, Riverhead, New York, New York, on August 1, 1993 (raindate Augsut 8, 1993) be and is hereby approved; and be it further

RESOLVED, that this approval is SUBJECT TO the submission of a certificate of insurance in the amount of \$1,000,000.00 naming the Town of Riverhead as additional insured is to be forwarded to teh Town Attorney WITHIN 30 DAYS of the adoption of this resolution; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to African-American Leadership Council and the Riverhead Police Department.

THE VOTE

Gilliam Yes ___ No Creighton Yes ___ No
Stark Yes ___ No Prusinowski Yes ___ No
Janoski Yes ___ No

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

4-6-93

222

AUTHORIZES SUPERVISOR TO ENTER INTO SETTLEMENT AGREEMENT AND GENERAL RELEASE

COUNCILMAN PRUSINOWSKI

_____ offered the following resolution, which was seconded by **COUNCILMAN STARK** :

RESOLVED, that the Supervisor be and is hereby authorized to execute a Settlement Agreement and General Release in the matter of Edward Kukla v. Joseph F. Janoski, et. al.; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Edward Kukla, Brown Street, Riverhead, New York, 11901; Craig R. Benson, Esq., Rains & Pogrebin, P.C., 210 Old Country Road, Mineola, New York, 11501; the Supervisor's Office; and the Accounting Department.

THE VOTE

Gilliam Yes ___ No ___ Creighton Yes ___ No ___
Stark Yes ___ No ___ Prusinowski Yes ___ No ___
Janoski Yes ___ No ___

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

4-6-93

<resolutions>105ph

223

AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE TO CONSIDER AN AMENDMENT TO VARIOUS SECTIONS OF CHAPTER 105 "WATER" OF THE RIVERHEAD TOWN CODE

COUNCILMAN STARK

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached public notice to consider amending various sections of Chapter 105 "Water" of the Riverhead Town Code; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward this resolution to the Suffolk County Planning Commission; the L.I. State Park Commission; the Towns of Brookhaven, Southold and Southampton; and the L.I. Pine Barrens Review Commission.

THE VOTE

Gilliam Yes ___ No Creighton Yes ___ No
Stark Yes ___ No Prusinowski Yes ___ No
Janoski Yes ___ No

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

TOWN OF RIVERHEAD
PUBLIC NOTICE

PLEASE TAKE NOTICE, that a public hearing will be held on the 20th day of April, 1993, at 7:30 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons to consider amending various sections of Chapter 105 "Water" of the Riverhead Town Code as follows:

Section 105-2. Metering of permanent water service.

A. Permanent water service shall be regulated by meter only.

B. Each service connection to the water mains of the district shall have installed thereon a meter to measure the consumption of water. No person other than a district employee shall be permitted to break any seal or connecting device on any meter or remove any meter. The intentional breaking of or tampering with any water district seal by unauthorized persons is prohibited and shall be punishable as set forth in Section 105-33. Any meter may be removed by district employees for testing or repair. Meter repairs shall be made at the expense of the property owner.

Section 105-10. Use of fire hydrants.

No person shall open, interfere with or draw water from any fire hydrant in the district without a permit from the district therefor, except that hydrants may be opened by ~~or on the order of any officer of the Riverhead~~ an officer or a firefighter under the direction of an officer of the Riverhead, Jamesport, or Wading River Fire Departments in the performance of their duties.

Section 105-11. Discontinuance of service by order of Board of Superintendent.

If the supply of water to any premises is turned off by direction of the Town Board or Superintendent, it shall not be turned on thereafter without the permission of the Superintendent or Town Board. If it shall be turned on without permission, such act shall be an offense against the district, and the person committing such act shall pay a civil penalty of ~~fifty dollars (\$50)~~ Two Hundred Fifty Dollars (\$250.00) for each offense which may be prosecuted in the civil portion of the Riverhead Justice Court.

Section 105-18. Injury to district installations.

Any willful injury to any installation provided by the water district constitutes a misdemeanor and shall be punishable by a penalty not exceeding one hundred dollars (\$100).

~~Section 105-21. Penalties for offenses.~~

~~A violation of these rules and regulations constitutes an offense and shall subject the violator to a penalty not exceeding one hundred dollars (\$100).~~

Section 105-25. Penalty for unpaid water charges.

In addition to any other penalty hereunder, in the case where there are unpaid water charges which are in arrears for thirty (30) days or longer, violators shall be subject to a penalty ~~not exceeding~~ of ten per centum (10%) of the amount due and shall be ~~subject to having~~ have their supply of water cut off of such water charges are not paid within sixty (60) days from the due date. Water service which is terminated due to non-payment shall not be restored until the account is brought current and the fee for turn-off and turn-on is paid.

Section 105-33. Penalties for violations.

Any person who knowingly, intentionally, or willfully violates any provision of this Chapter 105 shall be guilty of a violation, punishable by a fine not to exceed Two Hundred and Fifty Dollars (\$250) and/or imprisonment not to exceed fifteen (15) days. Conviction pursuant to this section shall be cumulative and additional to any fee or charge imposed by this Chapter 105, including restitution for any damage done to District facilities.

Dated: Riverhead, New York
April 6, 1993.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

THE VOTE

Gilliam Yes ___ No Creighton Yes ___ No
Stark Yes ___ No Prusinowski Yes ___ No
Janoski Yes ___ No

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

224 AUTHORIZES TOWN CLERK TO ACCEPT MAINTENANCE BOND AND
RELEASE PERFORMANCE BOND OF W.H.M. PLUMBING & HEATING
CONTRACTORS, INC.

COUNCILMAN CREIGHTON

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

WHEREAS, W.H.M. Plumbing & Heating Contractors, Inc. entered into a contract with the Town of Riverhead for the installation of plumbing at the day care center in accordance with the provisions of said contract; and

WHEREAS, W.H.M. Plumbing & Heating Contractors, Inc. posted the required performance bond in the amount of \$39,452.48; and

WHEREAS, said work has been satisfactorily completed; and

WHEREAS, a maintenance bond has been submitted to the Town Attorney's Office, which has approved same as to form.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead hereby releases the performance bond of W.H.M. Plumbing & Heating Contractors, Inc. and accepts its maintenance bond in the amount of \$39,452.48; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to release the aforementioned performance bond; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to W.H.M. Plumbing & Heating Contractors, Inc., 6H Enterprise Drive, East Setauket, New York, 11733; the Town Engineer; and the Community Development Agency.

THE VOTE

Gilliam Yes ___ No Creighton Yes ___ No
Stark Yes ___ No Prusinowski Yes ___ No
Janoski Yes ___ No

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

4/06/93

RESOLUTION # 225, AUTHORIZES THE TOWN SUPERVISOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING ON BEHALF OF THE TOWN OF RIVERHEAD WITH SUFFOLK COUNTY TO PARTICIPATE IN THE 1993 SUMMER YOUTH EMPLOYMENT AND TRAINING PROGRAM.

COUNCILWOMAN GILLIAM offered the following Resolution which was seconded by COUNCILMAN COUNCILMAN CREIGHTON.

WHEREAS, the Suffolk County Department of Labor is planning its 1993 Summer Youth Employment and Training Program for economically disadvantaged youth between the ages of 14 and 21; and

WHEREAS, this Summer Youth Employment and Training Program shall be funded by the Federal Job Training Partnership Act; and

WHEREAS, The Suffolk County Department of Labor shall be responsible for enrolling eligible applicants and paying them; and

WHEREAS, The program shall run approximately eight weeks and shall not be used to displace permanent full-time or seasonal employees; and

WHEREAS, The Town of Riverhead recognizes this program as a way to motivate, challenge and direct youth in a constructive environment.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board authorizes the Supervisor to enter into a Memorandum of Understanding with Suffolk County for the purpose of the Town serving as a sponsoring agency in the Summer Youth Employment and Training Program; and be it further

RESOLVED, That the Director of Community Development shall be designated the Program Coordinator of this Program on behalf of the Town with all attendant responsibilities thereto; and be it further

RESOLVED, That the Town Clerk be and is hereby directed to forward a certified copy of this Resolution to the Director of Community Development and the Suffolk County Department of Labor.

THE VOTE

Gilliam ✓ Yes ___ No Creighton ✓ Yes ___ No
Stark ✓ Yes ___ No Prusinowski ✓ Yes ___ No
Janoski ✓ Yes ___ No

THE RESOLUTION WAS ✓ WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

04/06/93

226 APPOINTS CHIEF OF POLICE TO THE RIVERHEAD POLICE DEPARTMENT
COUNCILMAN PRUSINOWSKI

offered the following resolution, which was seconded by COUNCILMAN STARK.

WHEREAS, Captain Joseph S. Grattan, Jr., was promoted to the provisional title of Chief of Police of the Riverhead Police Department, effective March 3, 1993; and,

WHEREAS, the Suffolk County Department of Civil Service has established a certified list of eligibles, #03-5092-031, dated March 22, 1993, for the position of Police Chief in the Town of Riverhead; and

WHEREAS, Joseph S. Grattan, Jr., is in the #1 position on said list, attaining a final rating of 94.5%.

NOW, THEREFORE, BE IT RESOLVED, that Joseph S. Grattan, Jr., be and is hereby promoted to the permanent title of Chief of Police of the Riverhead Police Department, effective March 22, 1993; and

BE IT FURTHER RESOLVED, that the Town Supervisor be and is hereby authorized to negotiate a contract with Joseph S. Grattan, Jr., subject to review and approval by the Town Board; and

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

THE VOTE

Gilliam Yes ___ No Creighton Yes ___ No
Stark Yes ___ No Prusinowski Yes ___ No
Janoski Yes ___ No

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

ESTABLISHES THE COMMITMENT OF THE RIVERHEAD TOWN BOARD TO THE PLANNING AND DEVELOPMENT OF THE OKEANOS OCEAN RESEARCH FOUNDATION AQUARIUM

COUNCILMAN STARK

offered the following resolution

was seconded by **COUNCILMAN PRUSINOWSKI**

WHEREAS, the Riverhead Town Board is in receipt of a Special petition from the Okeanos Ocean Research Foundation, Inc. for the construction of an aquarium and marine research facility on real property located on East Main Street, Riverhead, and

WHEREAS, the proposed project site is presently considered by the Town Board to be underutilized given its location in relation to the town's infrastructure, the Riverhead Central Business District, and its proximity to the Peconic River Estuary; such attributes making the site particularly suitable for the proposed use, and

WHEREAS, the proposed site is located within several special districts which would provide substantial benefits and support to the community of the proposed use; such benefit districts including the Riverhead Water District, the Riverhead Sewer District and the Riverhead Parking District, and

WHEREAS, it is the responsibility and obligation of the Riverhead Town Board as the directors of such special districts to take, coordinate, administrate and finance those improvements to the property and special district facilities necessitated by the development of private real property within special districts, and

WHEREAS, the Riverhead Water District serves the project site and presently has sufficient capacity to provide the resources required for the efficient operation of the aquarium use, and

WHEREAS, the Riverhead Sewer District serves the project site and maintains that capacity necessary to accept the wastewater to be generated by the proposed use, and

WHEREAS, the project site lies within the confines of the Riverhead Parking District, and

WHEREAS, the Parking District will require substantial improvements to meet the anticipated demand for vehicular parking, and

WHEREAS, the successful completion of the proposed project depends upon the provision of certain public infrastructure both upon and within the immediate vicinity of the project site, and

WHEREAS, the Town Board has carefully considered the merits of the proposed Special Permit application in relation to the development objectives of the Town of Riverhead Master Plan, The Draft Urban Renewal Ordinance as well as the Zoning Ordinance of the Town of Riverhead, now

THEREFORE, BE IT

RESOLVED, that the Riverhead Town Board hereby unequivocally give its support and resources to the development of that aquarium and research facility described in the Special Permit Petition of the Okeanos Ocean Research Foundation, Inc., and

BE IT FURTHER

RESOLVED, that the Riverhead Town Board, as the Board of Directors of the Riverhead Parking District shall acquire that land and make those improvements necessary to provide for the development of new parking spaces anticipated to be required by the proposed use; parking area to be generally within 1500 feet of the project site,

BE IT FURTHER

RESOLVED, that the Riverhead Town Board, as Lead Agency, will create and undertake those improvements to public highways to provide for the efficient circulation of those motor vehicles to be attracted by the proposed project, and

BE IF FURTHER

RESOLVED, that the Riverhead Town Board will establish as a priority in securing applicable state and federal funds those improvements to existing infrastructure necessitated by the proposed project; such improvements to include bulkheading, lighting utility actions, site clearance, drainage, sidewalk improvements, property acquisition and construction of parking facilities, and

BE IT FURTHER

RESOLVED, that the Riverhead Town Board will undertake those actions to administer and complete all public improvements necessary for the amelioration of the identified public parking deficit as well as the provision of other infrastructure support within the vicinity of the project site, and

BE IT FURTHER

RESOLVED, that the Town Board considers the actions anticipated in this resolution to be mitigation measures to be offered through the upcoming environmental review and which shall be constructed concurrent with the proposed facility, and

BE IT FURTHER

RESOLVED, that a certified copy of this resolution be forwarded to Alan Sadove, the Board of Directors of Okeanos Ocean Research Foundation, Inc., the Riverhead Planning Department, and the Riverhead Community Development Agency.

TO THE TOWN BOARD
THE RESOLUTION WAS
THEREUPON FULLY DEBATED AND ADOPTED

4-6-93

228

ACCEPTS FINDINGS STATEMENT ON PETITION OF STANLEY TANGER AND ASSOCIATES

COUNCILWOMAN GILLIAM

_____ offered the following resolution, which was seconded by COUNCILMAN CREIGHTON;

WHEREAS, the Riverhead Town Board, by Resolution #191 of 1993, has accepted the Final Environmental Impact Statement (FEIS) on the change of zone and special permit petitions of Stanley Tanger and Associates; and

WHEREAS, the period of time necessary for the consideration of the FEIS by involved agencies and parties of interest has elapsed; and

WHEREAS, New York State Environmental Conservation Law requires the lead agency to issue a statement of findings prior to its decision; and

WHEREAS, the Town Board has carefully considered the DEIS, the commentary of involved agencies and parties of interest, the public hearing record, the response to commentary, the preliminary site plan and the report of the Planning Department.

NOW, THEREFORE, BE IT RESOLVED, that in the matter of the change of zone and special permit petitions of Stanley Tanger and Associates, the Riverhead Town Board hereby adopts the Findings Statement as attached hereto and made a part of this resolution; and

BE IT FURTHER RESOLVED, that the Planning Director be authorized to publish such notices as required by Environmental Conservation Law; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to Shepard Scheinberg, Esq., agent for the applicant, One Union Square, Aquebogue, New York, 11931; and the Planning Department.

THE VOTE

Gilliam Yes ___ No Creighton Yes ___ No
Stark Yes ___ No Prusinowski Yes ___ No
Janoski Yes ___ No

THE RESOLUTION WAS WAS NOT ___
THEREUPON DULY DECLARED ADOPTED

**STATE ENVIRONMENTAL QUALITY REVIEW
FINDINGS STATEMENT**

uant to Article 8 of the Environmental Conservation Law and 6 NYCRR
617 the Riverhead Town Board, as Lead Agency, issues the following
ings:

OF ACTION: Change of Zone and Special Permit Petition of Stanley
& Associates

DESCRIPTION OF ACTION: To amend the Zoning Use District Map of the Town
Riverhead to provide for the Business F (Manufacturer's Outlet Overlay
Zoning Use District to the exclusion of the Industrial A (Light
stry) Zoning Use District and the consideration of a Special Permit
allow the construction of a Manufacturers Outlet Center of 305,000
feet together with parking areas, roadways, landscaped areas and
ic highway improvements.

LOCATION: The subject real property is located on the south side of CR
the eastern terminus of the Long Island Expressway (route 495)
Riverhead, New York, Suffolk County Tax Map Number 0600-118-03-004.

IMPACT STATEMENT FILED: March 16, 1993.

**ISSUES AND CONCLUSIONS IN THE FINAL ENVIRONMENTAL IMPACT STATEMENT RELIED
ON TO SUPPORT THE LEAD AGENCY DECISION ON THE ACTION:**

ISSUES: That the Draft Environmental Impact Statement identified the
following environmental issues with regard to the proposed
development:

- i. Impacts on geological resources;
- ii. Impacts on groundwater resources;
- iii. Impacts on terrestrial ecology;
- iv. Impacts on economic and cultural resources;
- v. Impacts upon existing transportation networks;
- vi. Impacts upon community character and growth;
- vii. Protect integration with the Riverhead Master Plan
and attending Zoning Use District Map.

CONCLUSIONS: That the Draft Environmental Impact Statement, as accepted by
the Town Board, analyzed those environmental impacts as
identified by the Lead Agency and provided a description of
mitigation measures and project alternatives;

COMMENTS: That comments received upon the Draft Environmental Impact
Statement from both involved agencies and parties of interest
centered upon the following:

- i. The need to analyze the impact of the proposed food court in relation to the applicable zoning use district and Suffolk County Health Department requirements;
- ii. The need to present empirical information relevant to economic impacts of analogous outlet centers on existing downtown areas;
- iii. The need to consider the future development of a Route 25 access roadway in order to determine the utility of such access in relation to appropriate site circulation and efficient traffic flow;
- iv. The need to assess the potential environmental impacts of this access roadway upon the Peconic River Recreational Area;
- v. The need to establish a transportation link between the proposed site and existing retail areas within the Town of Riverhead;

ii: The Final Environmental Impact Statement forms a description of an action which, to the greatest extent practical, minimizes adverse impacts upon the natural environment. The basis for this finding is centered in the judgement that the FEIS has properly addressed each of the major environmental issues and impacts relating to groundwater, terrestrial ecology, transportation networks, cultural resources, community character and Town planning and zoning. In its consideration of the subject Change of Zone and Special Permit, the Riverhead Town Board specifically finds:

- i. That the subject real property is contiguous to an area to be developed as highway business pursuant to the Master Plan of the Town of Riverhead;
- ii. That the subject property does not contain significant natural features which would be impacted through project development;
- iii. That groundwater quantity and elevation within the immediate vicinity of the project site will not be significantly impacted due to the transportation of water by the Riverhead Water District to the project site;
- iv. That the quality of the groundwater existing beneath the project site will not be significantly impacted in that all waste water will be discharged in conformance with Article Six of the Suffolk County Sanitary Code;

- v. That the impacts of generated vehicular traffic are not expected to either significantly overload existing roadways or reduce the level of service of intersections within the general vicinity of the project site. In order to mitigate the impacts of increased vehicular traffic the following improvements shall be required:
- a. The provision of a deceleration lane for eastbound traffic entering Route 58 from the Long Island Expressway;
 - b. The location of an access point on Route 58 which provides for an appropriate length of the identified deceleration lane;
 - c. Upon the approval of the New York State Department of Environmental Conservation, the construction of an access roadway from New York State Route 25. Such roadway shall be designed in conformance with the level of service to ultimately exist at the Route 58 access and will, through site plan review, minimize potential impacts to the Peconic River corridor resulting from construction and drainage of stormwater;
- vi. That in order to further assess those benefits of a Route 25 access point, it is necessary that a management plan be provided that addresses stormwater collection and recharge effects upon vegetation as well as the scenic and esthetic values of the proposed signage within the WSSR regulated area. The identified management plan would be made part of the NYSDEC permit review process pursuant to Part 666. Upon the issuance of a Rivers System permit, the access roadway shall be constructed pursuant to New York State DOT and Town of Riverhead specifications;
- vii. That the project is considered to be in conformance with the regulations associated with the recreational portion of the Peconic River pursuant to Part 666 - Wild, Scenic and Recreational Rivers System;
- viii. That the project site does not contain any rare or endangered species whose habitat would be impacted by site development;
- ix. That the project site does not contain any cultural, historic or archeological resources which would be impacted by the proposed project;
- x. That the subject site is suitable for the proposed development given its size, location, zoning use district and access to public thoroughfares;

- xi. That the proposed use is considered to be a tourist destination which will attract large numbers of people from beyond the immediate vicinity and supports the established Town Board policy of encouraging tourist and recreational enterprise within existing industrially zoned areas;
- xii. That the tourist related nature of the proposed project is expected to result in positive economic impacts upon existing retail enterprise supported by the establishment of a transportation link between the project site and surrounding commercial areas;
- xiii. That in order to provide for convenient and appropriate transportation between the project site and existing commercial areas, the Town Board will, in consideration of a final site plan, require the designation of areas for the charge and discharge of passengers as well as a management plan for the operation of the proposed system;
- xiv. The proposed food court is to be an accessory use to the manufacturers outlet use. The intent is to provide convenient food service to visitors without providing for restaurant use which traditionally includes table service and full course meals;

That having considered the Final Environmental Impact Statement, and having considered the preceding written facts and conclusions relied upon to meet the requirements of 6 NYCRR Part 617.9 this Statement of Findings certifies that:

- i. The requirements of 67 NYCRR Part 617 have been met;
- ii. Consistent with the social, economic and other essential considerations from among the reasonable alternatives thereto, the action is one which minimizes or avoids adverse environmental effects to the maximum extent practicable including the effects disclosed in the environmental statement;
- iii. Consistent with social, economic and other essential considerations, to the maximum extent practicable, adverse environmental effects revealed in the Environmental Impact statement process will be minimized or avoided by incorporating as conditions those mitigation measures identified;
- iv. Consistent with the applicable policies of Article 42 of the Executive Law, as implemented by 19 NYCRR 600.5, this action will achieve a balance between the protection of the environment and the need to accommodate social and economic considerations.

12-93-CK RUN APRIL 02, 1993 (TBM 04-06-93)
 PERSON Prusinowski offered the following resolution, which was
 by COUNCIL PERSON Stark RESOLVED, that the SUPERVISOR
 hereby authorized to pay the following:

*****ACCOUNTS*****		*****TOTALS*****
TOWN	001	\$324,953.78
METER	002	\$0.00
ANCE	003	\$0.00
ATHLETIC LEAGUE	004	\$0.00
CENTER	005	\$0.00
TION PROGRAM	006	\$0.00
	111	\$83,290.18
	112	\$44,391.44
& MAINTENANCE	113	\$3,045.00
	114	\$11,781.18
& GARBAGE COLLECTION	115	\$11,424.04
LIGHTING	116	\$9,031.41
PARKING	117	\$2,443.53
SS IMPROVEMENTS DISTRICT	118	\$0.00
LIZATION SELF INSURANCE	174	\$43,201.82
TENTION	175	\$10,541.55
LOYMENT INSURANCE RESERVE	176	\$0.00
ST. REHAB	177	\$0.00
IC REVOLVING LOAN	178	\$1,132.34
ENTIAL REHAB	179	\$11,699.79
TIONARY/SMALL CITIES	180	\$125.00
NSORTIUM ACCOUNT	181	\$0.00
DEVEL CORP WORKING	182	\$0.00
	184	\$0.00
PARKING DEBT	381	\$0.00
DISTRICT DEBT	382	\$15.39
DEBT	383	\$111.33
AL FUND DEBT SERVICE	384	\$45.84
NGER WASTE DISTRICT DEBT	385	\$0.00
HALL CAPITAL PROJECTS	406	\$5,067.60
HUNDRED SERIES	408	\$0.00
IMPROVEMENT CAP PROJ	409	\$0.00
	451	\$0.00
SERVICES	452	\$1,202.99
SS HELPING SENIORS	453	\$1,337.62
	454	\$1,290.38
CIPAL FUEL FUND	625	\$6,271.46
CIPAL GARAGE	626	\$4,622.37
AGENCY	735	\$474,365.00
AL TRUST	736	\$0.00
SCAVENGER WASTE	918	\$17,974.04
*****GRAND TOTAL*****		\$1,069,865.08

111-93-----CK RUN MARCH 26, 1993 (TBM 04-06-93)
 PERSON Prusinowski offered the following resolution, which was
 by COUNCIL PERSON Stark RESOLVED, that the SUPERVISOR
 is hereby authorized to pay the following:

*****ACCOUNTS*****	*****TOTALS*****
GENERAL TOWN	001 * \$22,232.40
WATER METER	002 * \$0.00
LIABILITIES	003 * \$0.00
ATHLETIC LEAGUE	004 * \$0.00
RECREATION CENTER	005 * \$0.00
RECREATION PROGRAM	006 * \$525.30
TRAILWAY	111 * \$29,871.54
TRAILWAY	112 * \$4,575.13
REPAIR & MAINTENANCE	113 * \$0.00
REPAIR	114 * \$2,109.24
SEWER & GARBAGE COLLECTION	115 * \$4,506.47
STREET LIGHTING	116 * \$24,272.91
PUBLIC PARKING	117 * \$976.96
STREET IMPROVEMENTS DISTRICT	118 * \$1,284.50
HOSPITALIZATION SELF INSURANCE	174 * \$0.00
RETENTION	175 * \$146.83
EMPLOYMENT INSURANCE RESERVE	176 * \$0.00
ST. REHAB	177 * \$0.00
ECONOMIC REVOLVING LOAN	178 * \$0.00
ESSENTIAL REHAB	179 * \$3,800.00
COMPETITIONARY/SMALL CITIES	180 * \$262.74
CONSORTIUM ACCOUNT	181 * \$0.00
DEVELOPMENT CORP WORKING	182 * \$0.00
REPAIR	184 * \$0.00
PUBLIC PARKING DEBT	381 * \$0.00
DISTRICT DEBT	382 * \$0.00
DEBT	383 * \$0.00
GENERAL FUND DEBT SERVICE	384 * \$0.00
WASTE WASTE DISTRICT DEBT	385 * \$0.00
SMALL CAPITAL PROJECTS	406 * \$0.00
HUNDRED SERIES	408 * \$235.00
IMPROVEMENT CAP PROJ	409 * \$0.00
PS	451 * \$0.00
PH SERVICES	452 * \$63.48
SENIORS HELPING SENIORS	453 * \$0.00
REP	454 * \$23.24
MUNICIPAL FUEL FUND	625 * \$0.00
MUNICIPAL GARAGE	626 * \$3,501.18
TRUST & AGENCY	735 * \$843.34
SPECIAL TRUST	736 * \$0.00
WASTE SCAVENGER WASTE	918 * \$7,791.92
*****GRAND TOTAL*****	\$107,022.18

FILED
 TOWN CLERK'S OFFICE
 APR 8 1993

THE VOTE

Gilliam Yes No
 Stark Yes No
 Creighton Yes No
 Prusinowski Yes No
 Janoski Yes No

THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED