

3-16-93

# 171

AUTHORIZES TOWN CLERK TO ACCEPT MAINTENANCE BOND AND  
RELEASE PERFORMANCE BOND OF TERRY CONTRACTING &  
MATERIALS, INC. (DAY CARE CENTER)

COUNCILMAN PRUSINOWSKI

offered the following

resolution, which was seconded by COUNCILMAN STARK:

WHEREAS, Terry Contracting & Materials, Inc., entered into a contract with the Town of Riverhead to perform mechanical work at the day care center in accordance with the provisions of said contract; and

WHEREAS, Terry Contracting & Materials, Inc., posted the required performance bond in the amount of \$30,000.00; 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 Terry Contracting & Materials, Inc., and accepts its maintenance bond in the amount of \$30,000.00; and be it further

RESOLVED, that the Town Clerk 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 Terry Contracting & Materials, Inc., 840 West Main Street, Riverhead, New York, 11901; 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    Albert

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

3-16-93

172

AUTHORIZES TOWN CLERK TO ACCEPT MAINTENANCE BOND AND  
RELEASE PERFORMANCE BOND OF DIFRANCIA ELECTRIC, INC.  
(DAY CARE CENTER)

COUNCILMAN STARK

offered the following

resolution, which was seconded by COUNCILMAN PRUSINOWSKI :

WHEREAS, DiFrancia Electric, Inc., entered into a contract with the Town of Riverhead to perform electrical work at the day care center in accordance with the provisions of said contract;

WHEREAS, DiFrancia Electric, Inc., posted the required performance bond in the amount of \$57,125.00; 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 DiFrancia Electric, Inc., and accepts its maintenance bond in the amount of 61,099.12; and be it further

RESOLVED, that the Town Clerk 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 DiFrancia Electric, Inc., 454 Blue Point Road, Farmingville, New York, 11738; 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 *Absent*

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

173 AUTHORIZES SUPERVISOR TO EXECUTE WATER MAIN EASEMENT AGREEMENT WITH HALLOCK LUCE, IV.

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

WHEREAS, in conjunction with the lateral water main of Duck Pond Estates, the map and plan previously approved by this Board found it necessary to lay water mains on property currently owned by Hallock Luce, IV along Sandlwood Lane, Riverhead, New York, and

WHEREAS, a proposed easement has been prepared and forwarded to the property owner requesting that he grant to the Town of Riverhead an easement over his property for the purpose of installing and maintaining such water mains, and

WHEREAS, all costs associated with the granting of such easement to the Town of Riverhead shall be borne by the developer of Duck Pond Estates, Louis Bonavita & Sons, who have previously deposited sufficient monies with the Accounting Office and which are held in a Trust and Agency Account to cover such expense, at no expense to the District or the Town,

NOW, THEREFORE, BE IT

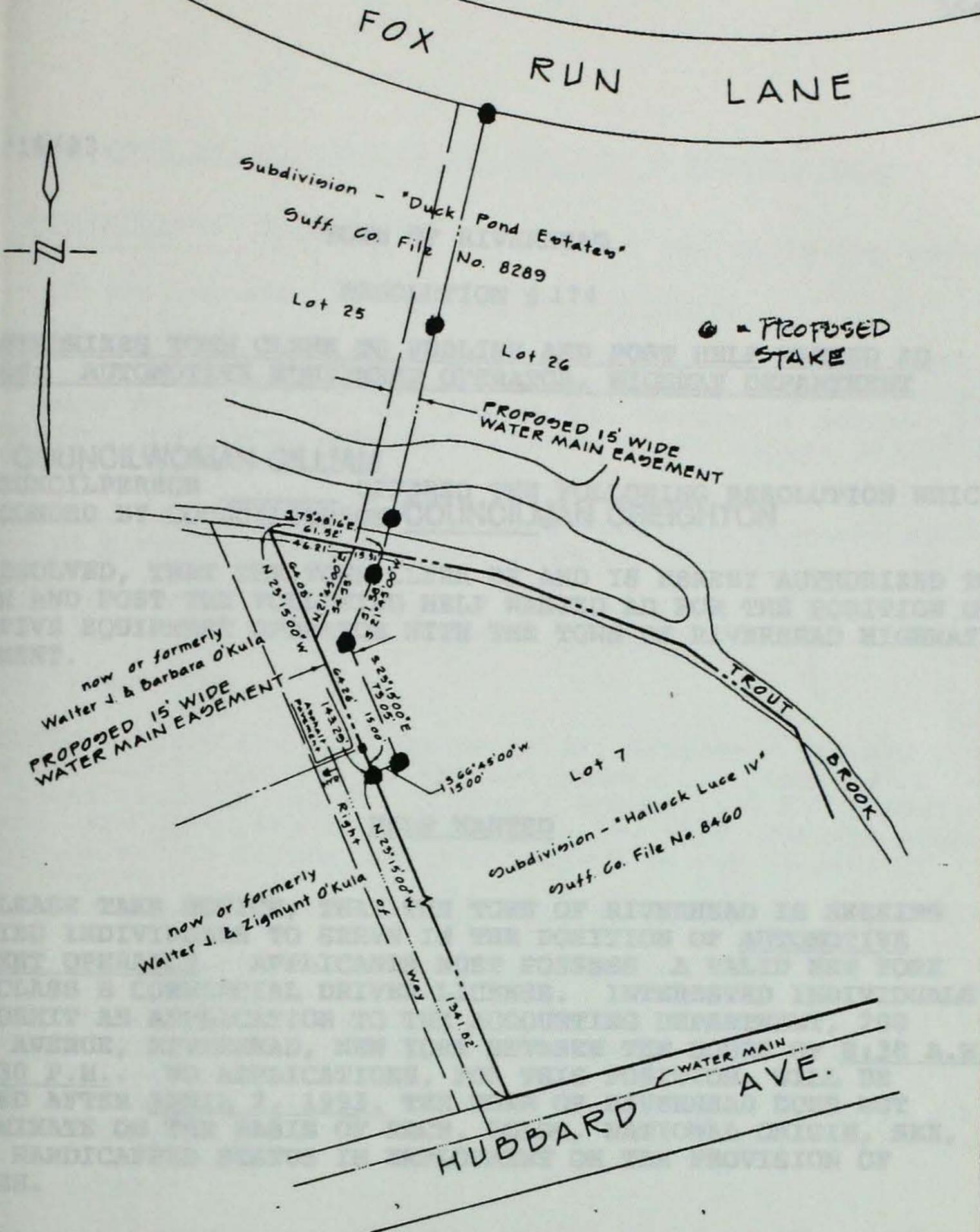
RESOLVED, that the Town Board, as governing body of the Riverhead Water District, hereby authorizes the Supervisor acquire an easement for the water main and appurtenances as shown on the map of Young and Young for the consideration of \$2,000 and to execute a water main easement with the above mentioned property owner covering premises located on Sandlwood Lane, Riverhead, New York, wherein all costs associated with the obtaining of such easements shall be borne by the developer of Duck Pond Estates, Louis Bonavita & Sons, and it is further

RESOLVED, that the Town Clerk be and is hereby authorized to forward certified copies of this resolution to Pierre Lundberg, Esq.; Gary Pendzick; H2M; and the Office of Accounting, and Peter S. Danowski, Jr., Esq.

THE VOTE

Gilliam ✓ Yes \_\_\_ No Creighton ✓ Yes \_\_\_ No
Stark ✓ Yes \_\_\_ No Prusinowski ✓ Yes \_\_\_ No
Janoski \_\_\_ Yes \_\_\_ No Absent

THE RESOLUTION WAS X WAS NOT \_\_\_
THEREUPON DULY DECLARED ADOPTED



**SURVEY FOR  
RIVERHEAD WATER DISTRICT  
LATERAL EXTENSION  
AT AQUEBOGUE  
TOWN OF RIVERHEAD  
SUFFOLK COUNTY, NEW YORK**

DATE: APR. 19, 1988  
SCALE: 1" = 60'  
NO. 87-1521

UNAUTHORIZED ALTERATION OR ADDITION TO THIS SURVEY IS A VIOLATION OF SECTION 7209 OF THE NEW YORK STATE EDUCATION LAW  
COPIES OF THIS SURVEY NOT BEARING THE LAND SURVEYOR'S INKED SEAL OR EMBOSSED SEAL SHALL NOT BE CONSIDERED TO BE A VALID TRUE COPY  
GUARANTEES INDICATED HEREON SHALL RUN ONLY TO THE PERSON FOR WHOM THE SURVEY IS PREPARED AND ON HIS BEHALF TO THE TITLE COMPANY, GOVERNMENTAL AGENCY AND LENDING INSTITUTION LISTED HEREON, AND TO THE ASSIGNEES OF THE LENDING INSTITUTION GUARANTEES ARE NOT TRANSFERABLE TO ADDITIONAL INSTITUTIONS OR SUBSEQUENT OWNERS  
DISTANCES SHOWN HEREON FROM PROPERTY LINES TO EXISTING STRUCTURES ARE FOR A SPECIFIC PURPOSE AND ARE NOT TO BE USED TO ESTABLISH PROPERTY LINES OR FOR THE ERECTION OF FENCES



HEALTH DEPARTMENT - DATA FOR APPROVAL TO CONSTRUCT  
WATER MAIN - DI. 2 SOURCE OF WATER - PRIVATE - PUBLIC -  
SUFF. CO. TAX MAP DIST. 222 SECTION 112 BLOCK 1 LOT 7/2 21.7  
THERE ARE NO DWELLINGS WITHIN 100 FEET OF THIS PROPERTY  
OTHER THAN THOSE SHOWN HEREON.  
THE WATER SUPPLY AND SEWAGE DISPOSAL SYSTEM FOR THIS RESIDENCE  
CONFORMS TO THE STANDARDS OF THE SUFFOLK COUNTY DEPARTMENT  
OF HEALTH SERVICES.

OWNER: \_\_\_\_\_  
TEL: \_\_\_\_\_



**YOUNG & YOUNG** 400 OSTRANDER AVENUE RIVERHEAD, NEW YORK  
ALDEN W. YOUNG, PROFESSIONAL ENGINEER AND LAND SURVEYOR N.Y.S. LICENSE NO. 12845  
HOWARD W. YOUNG, LAND SURVEYOR N.Y.S. LICENSE NO. 45893

THE LOCATION OF WELLS (W), SEPTIC TANKS (ST) OR CREEPS (CP) SHOWN HEREON ARE FROM FIELD OBSERVATIONS AND OR DATA OBTAINED FROM OTHERS

3-1-93

3/16/93

TOWN OF RIVERHEAD

RESOLUTION # 174

AUTHORIZES TOWN CLERK TO PUBLISH AND POST HELP WANTED AD  
RE: AUTOMOTIVE EQUIPMENT OPERATOR, HIGHWAY DEPARTMENT

COUNCILWOMAN GILLIAM

COUNCILPERSON \_\_\_\_\_ OFFERED THE FOLLOWING RESOLUTION WHICH  
WAS SECONDED BY COUNCILPERSON COUNCILMAN CREIGHTON

RESOLVED, THAT THE TOWN CLERK BE AND IS HEREBY AUTHORIZED TO  
PUBLISH AND POST THE FOLLOWING HELP WANTED AD FOR THE POSITION OF  
AUTOMOTIVE EQUIPMENT OPERATOR WITH THE TOWN OF RIVERHEAD HIGHWAY  
DEPARTMENT.

HELP WANTED

PLEASE TAKE NOTICE, THAT THE TOWN OF RIVERHEAD IS SEEKING  
QUALIFIED INDIVIDUALS TO SERVE IN THE POSITION OF AUTOMOTIVE  
EQUIPMENT OPERATOR. APPLICANTS MUST POSSESS A VALID NEW YORK  
STATE CLASS B COMMERCIAL DRIVER LICENSE. INTERESTED INDIVIDUALS  
MUST SUBMIT AN APPLICATION TO THE ACCOUNTING DEPARTMENT, 200  
HOWELL AVENUE, RIVERHEAD, NEW YORK BETWEEN THE HOURS OF 8:30 A.M.  
AND 4:30 P.M.. NO APPLICATIONS, FOR THIS POSITION, WILL BE  
ACCEPTED AFTER APRIL 2, 1993. THE TOWN OF RIVERHEAD DOES NOT  
DISCRIMINATE ON THE BASIS OF RACE, COLOR, NATIONAL ORIGIN, SEX,  
AGE OR HANDICAPPED STATUS IN EMPLOYMENT OR THE PROVISION OF  
SERVICES.

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

THE VOTE

Gilliam  Yes \_\_\_ No Creighton  Yes \_\_\_ No  
Bark  Yes \_\_\_ No Prusinowski  Yes \_\_\_ No  
Janoski \_\_\_ Yes \_\_\_ No *Absent*

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

*CRB*

2-93

75

APPROVES APPLICATION OF ST. ISIDORE'S PARENTS CLUB

COUNCILMAN PRUSINOWSKI

offered the following resolution,

which was seconded by COUNCILMAN STARK:

WHEREAS, St. Isidore's Parents Club submitted an application for the purpose of carnival rides and games, food concession and indoor games of chance to be held at St. Isidore's School, 515 Marcy Avenue, Riverhead, New York, New York, on August 18, 1993, through August 22, 1993; 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. Isidore's Parents Club for the purpose of carnival rides and games, food concession and indoor games of chance at St. Isidore's School, 515 Marcy Avenue, Riverhead, New York, New York, on August 18, 1993, through August 21, 1993, be and is hereby approved subject to the following:

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

Wednesday, August 18, and	
Thursday, August 19:	5:30 p.m. to 10:00 p.m.
Friday, August 20 and	
Saturday, August 21:	5:30 p.m. to 11:30 p.m.
Sunday, August 22	5:30 p.m. to 10:00 p.m.

and be it further

RESOLVED, that the Town Board of the Town of Riverhead hereby waives the provisions of Chapter 81 "Noise Control" of the Code of the Town of Riverhead; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to St. Isidore's Parents Club and the Riverhead Police Department.

**THE VOTE**

Gilliam  Yes \_\_\_ No \_\_\_    Creighton  Yes \_\_\_ No \_\_\_  
 Stark  Yes \_\_\_ No \_\_\_    Prusinowski  Yes \_\_\_ No \_\_\_  
 Janoski \_\_\_ Yes \_\_\_ No \_\_\_ *Absent*

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

May 19, 1992

176

Appoints Recreation Specialist to the Riverhead Recreation Department

COUNCILMAN STARK

offered the following

resolution and seconded by COUNCILMAN PRUSINOWSKI

RESOLVED, That Theresa Sawyer-Divan is hereby

appointed to serve as Recreation Specialist, to instruct classes in Creative Movement, effective January 19th through August 31, 1993, and to be paid bi-weekly at the rate of \$10.00 per hour and to serve at the pleasure of the Town Board.

THE VOTE

Gilliam	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Creighton	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Stark	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Prusinowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Janoski	<input type="checkbox"/> Yes	<input type="checkbox"/> No <i>Absent</i>

THE RESOLUTION WAS  WAS NOT   
THEREUPON DULY DECLARED ADOPTED

3 - 3/16/93

TOWN OF RIVERHEAD

RESOLUTION # 177

AWARDS BID FOR USED 1987 FORD F-700 DUMP TRUCK

COUNCILMAN CREIGHTON  
COUNCILPERSON \_\_\_\_\_ OFFERED THE FOLLOWING RESOLUTION  
WHICH WAS SECONDED BY COUNCILPERSON COUNCILWOMAN GILLIAM

WHEREAS, THE TOWN CLERK WAS AUTHORIZED TO ADVERTISE FOR BIDS  
FOR THE PURCHASE OF ONE USED 1987 FORD F-700 DUMP TRUCK FOR THE  
USE OF THE RIVERHEAD HIGHWAY DEPARTMENT, AND

WHEREAS, BIDS WERE RECEIVED AND READ ALOUD ON THE 3RD OF  
MARCH AT 11:00 A.M. AT THE TOWN HALL, 200 HOWELL AVENUE,  
RIVERHEAD, N.Y. THE DATE, TIME AND PLACE GIVEN IN THE NOTICE TO  
BIDDERS, AND

WHEREAS, ONE BID WAS RECEIVED

NOW, THEREFORE, BE IT RESOLVED, THAT THE BID FOR ONE USED  
1987 FORD F-700 DUMP TRUCK BE AND IS HEREBY AWARDED TO OTIS FORD,  
INC., MONTAUK HIGHWAY, QUOGUE, NEW YORK 11959 IN THE AMOUNT OF  
\$22,400.00.

BE IT FURTHER RESOLVED, THAT THE TOWN CLERK BE AND IS HEREBY  
AUTHORIZED TO FORWARD A CERTIFIED COPY OF THIS RESOLUTION TO OTIS  
FORD, INC. AND THE RIVERHEAD HIGHWAY DEPARTMENT.

THE VOTE

Gilliam  Yes \_\_\_ No Creighton  Yes \_\_\_ No  
Stark  Yes \_\_\_ No Prusinowski  Yes \_\_\_ No  
Janoski \_\_\_ Yes \_\_\_ No *Absent*

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

*CSB*

TB - 3/16/93

TOWN OF RIVERHEAD

RESOLUTION #178

AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS FOR ONE (1) 1993 FORD F-350 CREW CAB 4 X 2 UTILITY TRUCK

COUNCILWOMAN GILLIAM COUNCILPERSON OFFERED THE FOLLOWING RESOLUTION WHICH WAS SECONDED BY COUNCILPERSON COUNCILMAN CREIGHTON

RESOLVED, THAT THE TOWN CLERK OF THE TOWN OF RIVERHEAD BE AND IS HEREBY AUTHORIZED TO ADVERTISE FOR SEALED BIDS FOR ONE (1) 1993 FORD F-350 CREW CAB 4 X 2 UTILITY TRUCK FOR THE USE OF THE RIVERHEAD HIGHWAY DEPARTMENT, AND BE IT FURTHER

RESOLVED, THAT THE SPECIFICATIONS AND BID FORMS BE PREPARED BY THE SUPERINTENDENT OF HIGHWAYS, AND ALL BIDS BE RETURNABLE UP TO 11:00 A.M. ON MARCH 30, 1993 AND BE IT FURTHER

RESOLVED, THAT THE TOWN CLERK OF THE TOWN OF RIVERHEAD BE AND IS HEREBY AUTHORIZED TO OPEN PUBLICLY AND READ ALOUD ON MARCH 30, 1993 AT 11:00 A.M. AT THE TOWN CLERK'S OFFICE, 200 HOWELL AVENUE, RIVERHEAD, NEW YORK ALL SEALED BIDS BEARING THE DESIGNATION " BID FOR ONE (1) 1993 FORD F-350 CREW CAB 4 X 2 UTILITY TRUCK ".

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

CBB/sb

THE VOTE

Gilliam [checked] Yes \_\_\_ No \_\_\_ Creighton [checked] Yes \_\_\_ No \_\_\_ Stark [checked] Yes \_\_\_ No \_\_\_ Prusinowski [checked] Yes \_\_\_ No \_\_\_ Janoski \_\_\_ Yes \_\_\_ No Absent

THE RESOLUTION WAS [checked] WAS NOT \_\_\_ THEREUPON DULY DECLARED ADOPTED



DATE March, 11, 1993

179

**COUNCILMAN PRUSINOWSKI**

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

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

BUDGET ADJUSTMENT  
TOWN OF RIVERHEAD  
HIGHWAY DEPARTMENT

111.051400.523009	TREES	FROM:	\$2,000.00
111.092690.467000	FEMA AID		40,000.00

111.051400.541205	TREE MAINTENANCE	TO:	\$2,000.00
111.051400.541306	DRAINAGE		40,000.00

BUDGET ADJUSTMENT  
GENERAL TOWN

001.01310.542700	FINANCE, SUPPLIES	FROM:	\$5,000.00
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001.013100.524000	FINANCE, EQUIPMENT	TO:	\$5,000.00
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**THE VOTE**

Gilliam  Yes \_\_\_ No \_\_\_    Creighton  Yes \_\_\_ No \_\_\_  
 Stark  Yes \_\_\_ No \_\_\_    Prusinowski  Yes \_\_\_ No \_\_\_  
 Janoski \_\_\_ Yes \_\_\_ No \_\_\_    *Absent*

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

3-16-93

180

GRANTS LEAVE OF ABSENCE

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

WHEREAS, Nancy Morrow, by letter dated March 4, 1993, 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 Nancy Morrow is granted a parentage leave pursuant to Civil Service Employee Contract, Article III, Section 5, said leave to be for a period not to exceed twelve (12) months commencing April 5, 1993 through April 4, 1994 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 thirty (30) 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 Nancy Morrow, the Recreation Department and the Accounting Department.

**THE VOTE**

Gilliam <input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Creighton <input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Stark <input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Prusinowski <input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Janoski <input type="checkbox"/> Yes <input type="checkbox"/> No		Absent	

THE RESOLUTION WAS  WAS NOT   
THEREUPON DULY DECLARED ADOPTED

TOWN OF RIVERHEAD  
NOTICE TO BIDDERS

181

AUTHORIZES THE SOLICITATION OF BIDS FOR PERCENT OFF GRAINGER  
INDUSTRIAL & COMMERCIAL EQUIPMENT & SUPPLIES CATALOGUE OR  
EQUAL

COUNCILMAN CREIGHTON

COUNCILPERSON \_\_\_\_\_ offered the following RESOLUTION, which

was seconded by COUNCILPERSON ~~\_\_\_\_\_~~ COUNCILWOMAN GILLIAM

RESOLVED, that the Town Clerk be and hereby is authorized to  
advertise for sealed bids for the purchase of \_\_\_\_\_ PERCENT OFF GRAINGER  
CATALOGUE OR EQUAL \_\_\_\_\_ for use by the TOWN OF RIVERHEAD and be it

RESOLVED, that the Town Clerk be and hereby is authorized to open  
publicly read aloud said bids at \_\_\_\_\_ a.m. on \_\_\_\_\_ 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 *absent*

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

**TOWN OF RIVERHEAD  
NOTICE TO BIDDERS**

Sealed bids for the purchase of EQUIPMENT & SUPPLIES FROM GRAINGER INDUSTRIAL & COMMERCIAL CATALOGUE 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 11:15 a.m. on March 30 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.

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.

Bids are to be submitted in a sealed envelope bearing the designation PERCENT OFF GRAINGER.

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

*Barbara Grattan, Town Clerk*

DECLARES LEAD AGENCY AND DETERMINES SIGNIFICANCE OF ACTION -  
SPECIAL PERMIT DARROLL E. MEYER

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

**WHEREAS**, the Riverhead Town Board is in receipt of a petition  
 a Special Permit for a non-nuisance wholesale business, motor  
 repair and retail accessory to these uses on a .23 acre parcel  
 the Industrial "B" Zone and known specifically as Suffolk County  
 map 0600-124-3-25 from Darroll E. Meyer, and

**WHEREAS**, a survey copy and Environmental Assessment Form were  
 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 an Unlisted Action for which  
 expedited review is optional, and

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

**THEREFORE, BE IT**

**RESOLVED**, that the Riverhead Town Board declare itself to be  
 the Lead Agency in the Special Permit application of Darroll E. Meyer,

**BE IT FURTHER**

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

**BE IT FURTHER**

**RESOLVED**, that this classification and determination be  
 considered effective for any related subsequent approval subject to  
 the Town Board and

**BE IT FURTHER**

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

**BE IT FURTHER**

**RESOLVED**, that the Town Clerk be and is hereby authorized to

a certified copy of this resolution to the Planning Department applicant and to forward the petition to the Town of Riverhead Board for their review and recommendations, and

**BE IT FURTHER**

**RESOLVED**, that the Town Clerk be authorized to publish and post following notice of public hearing:

PUBLIC HEARING

Please take notice that a Public Hearing will be held on the day of April, 1993 at 7:15 at Riverhead Town Hall, 200 Avenue, Riverhead, New York to hear all interested persons to the Special Permit application of Darroll E. Meyer for a Non-Wholesale Business, motor vehicle repair and retail accessory real property within the Industrial "B" Zoning Use District; real property more particularly described as Suffolk County Tax 0600-124-3-25.

**THE VOTE**

Gilliam  Yes \_\_\_ No      Creighton  Yes \_\_\_ No  
Stark  Yes \_\_\_ No      Prusinowski  Yes \_\_\_ No  
Janoski \_\_\_ Yes \_\_\_ No *Absent*

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

16/93

183 PROMOTES RUSSELL BARTLETT TO THE POSITION OF MINI BUS DRIVER

COUNCILMAN PRUSINOWSKI offered the following resolution, which is seconded by COUNCILMAN STARK.

WHEREAS, John Kasprzyk has advised of his intention of retirement from his position of Mini Bus Driver; and

WHEREAS, due to this intended retirement, a vacancy exists in said position.

NOW, THEREFORE, BE IT RESOLVED, that RUSSELL BARTLETT be and is hereby promoted to the position of Mini Bus Driver effective March 15, 1993 at the annual rate of compensation of \$18,471.74 as set forth in Group 3, Step 3 of the CSEA Clerical and Supervisory Salary Schedule; and

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

THE VOTE

Gilliam [checked] Yes \_\_\_ No \_\_\_ Creighton [checked] Yes \_\_\_ No \_\_\_
Stark [checked] Yes \_\_\_ No \_\_\_ Prusinowski [checked] Yes \_\_\_ No \_\_\_
Janoski \_\_\_ Yes \_\_\_ No \_\_\_ Albert

THE RESOLUTION WAS [X] WAS NOT \_\_\_
THEREUPON DULY DECLARED ADOPTED

3/16/93

#184 APPOINTS STEPHEN MAGEE TO THE POSITION OF PART-TIME CUSTODIAL WORKER I

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

WHEREAS, due to the promotion of Russell Bartlett to the position of Mini Bus Driver, a vacancy exists in the position of Part-Time Custodial Worker I with the Riverhead Nutrition Center.

NOW, THEREFORE, BE IT RESOLVED, that STEPHEN R. MAGEE be and is hereby appointed to the position of Part-Time Custodial Worker I at the hourly rate of compensation of \$8.77 effective March 15, 1993; and

BE IT FURTHER RESOLVED, the Town Clerk be and is hereby authorized to forward copies of this resolution to Stephen R. Magee, Judy Doll and the Office of Accounting.

THE VOTE

Gilliam [checked] Yes \_\_\_ No \_\_\_ Creighton [checked] Yes \_\_\_ No \_\_\_
Stark [checked] Yes \_\_\_ No \_\_\_ Prusinowski [checked] Yes \_\_\_ No \_\_\_
Janoski \_\_\_ Yes \_\_\_ No Absent

THE RESOLUTION WAS [X] WAS NOT \_\_\_
THEREUPON DULY DECLARED ADOPTED

NOTICE OF PUBLICATION  
OF THE  
1992 ANNUAL WATER SUPPLY STATEMENT

16/93

AUTHORIZES TOWN CLERK TO PUBLISH NOTICE OF PUBLICATION  
AND 1992 ANNUAL WATER SUPPLY STATEMENT

**COUNCILMAN CREIGHTON**

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

WHEREAS, Title III Sections 1150-1153 of The New York State  
Public Health Law requires that an Annual Water Supply Statement  
and a Notice of Publication be published by all public water  
suppliers.

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk be and  
is hereby authorized to publish and post the attached Notice of  
Publication and 1992 Annual Water Supply Statement in the March  
15th and March 24th issues of Suffolk County Life, respectively;

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby  
authorized to forward a copy of this resolution to Gary Pendzick,  
Water District Superintendent, and Dennis M. Kelleher, P.E. of  
M Group.

**THE VOTE**

Gilliam  Yes \_\_\_ No    Creighton  Yes \_\_\_ No  
Stark  Yes \_\_\_ No    Prusinowski  Yes \_\_\_ No  
Janoski \_\_\_ Yes \_\_\_ No *Absent*

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

NOTICE OF PUBLICATION  
OF THE  
1992 ANNUAL WATER SUPPLY STATEMENT

RIVERHEAD WATER DISTRICT  
SUFFOLK COUNTY

Notice is hereby given that the Riverhead Water District will publicly publish an Annual Water Supply Statement for the year 1992 on Wednesday March 24, 1993 within the Legal Notice Section of this paper. The Statement has been prepared and will be published in conformance with Title III Sections 1150-1153 of The New York State Public Health Law.

TOWN OF RIVERHEAD TOWN BOARD

ADMINISTRATORS OF THE  
RIVERHEAD WATER DISTRICT

The source of water for the District is groundwater from the Long Island and Sagoyke aquifers beneath Long Island. Generally, the quality of the aquifers is good to excellent, although there are localized areas of contamination and the pH of the water is relatively low (acidic). The water obtained from the District's active wells meets all water quality criteria established by Federal and State agencies.

The approximate population served by the Riverhead Water District during 1992 was 21,500 of which 18,000 are within the District and 2,500 are within the Riverside Water District. The amount of water withdrawn from the aquifer in 1992 was 1,100,000 gallons, of which 85.0 percent was billed directly to consumers at a rate of \$10.00 per quarter for the first 7,000 gallons and \$1.00 per additional 1,000 gallons.

Below is listed the analytical testing results for 1992 for the constituents required to be tested for under Part 2 of the Sanitary Code for typical distribution sample locations. More than one analysis per year was conducted on a specific constituent, the range of results, from highest to lowest, during the reporting period is listed. The applicable state guideline, MCL, or maximum contaminant level (if established) for each constituent is listed.

GROUP

## PUBLIC NOTICE

ANNUAL WATER SUPPLY STATEMENT  
For the  
RIVERHEAD WATER DISTRICT  
1992

This ANNUAL WATER SUPPLY STATEMENT is provided in compliance with Title III Sections 1150-1153 of the New York State Public Health Law. This statement provides basic information relative to the current status of the Water Quantity, Water Quality, & Water Conservation Program of the Riverhead Water District. A summary of the 1992 laboratory testing results from the distribution system and a review of water conservation measures available to the District's consumers are provided.

The source of water for the District is groundwater from theacial and Magothy aquifers beneath Long Island. Generally, the water quality of the aquifers is good to excellent, although there are localized areas of contamination and the pH of the untreated water is relatively low (acidic). The water obtained from the District's active wells meets all water quality criteria established by Federal and State agencies.

The approximate population served by the Riverhead Water District during 1992 was 21,500 of which 19,000 are within the District and 2,500 are within the Riverside Water District. The total amount of water withdrawn from the aquifer in 1992 was 21,065,480,000 gallons, of which 95.0 percent was billed directly to consumers at a rate of \$10.90 per quarter for the first 7,000 gallons and \$1.00 per additional 1,000 gallons.

Below is listed the analytical testing results for 1992 for those constituents required to be tested for under Part 5 of the State Sanitary Code for typical distribution sample locations. Where more than one analysis per year was conducted on a specific constituent, the range of results, from highest to lowest, during the reporting period is listed. The applicable state guideline, standard, or maximum contaminant level (if established) for each constituent is listed.

GROUP

WATER QUALITY

During 1992, a total of 241 bacteriological samples were taken from the distribution system of the Riverhead Water District. There were no violations of the requirements of Part 5 of the Sanitary Code as it relates to microbiological water quality.

During 1992 the District conducted a special investigation of the incidence of Lead and Copper leaching from household plumbing and fixtures in accordance with USEPA regulations. This study consisted of samples taken from sixty (60) high risk homes throughout the community. None of the samples exceeded the "action level" for lead or copper. Therefore, the District will continue with its present pH adjustment.

The Riverhead Water District provides two types of treatment at all wells to improve the quality of the water pumped prior to the distribution of water to the consumer. The pH of the water pumped is adjusted upward to reduce corrosive action between the water and water mains and in-house plumbing by the addition of lime. The water pumped is also chlorinated to a minimum chlorine residual of 0.2 mg/l to protect against the growth of bacteria within the distribution system. During 1992, the Riverhead Water District has added sequestering agents to its overall water treatment program to supplement corrosion control and to maintain iron in the soluble state to minimize water stains.

The Riverhead Water District continues to implement a water conservation program. Each individual customer of the District can also implement water conservation measures such as retrofitting plumbing fixtures with flow restrictors, modifying automatic lawn sprinklers to include rain sensors, repairing leaks in the home, installing water conservation fixtures/appliances and maintaining a daily awareness of water conservation in his/her personal habits. Besides protecting the limited underground water supply, water conservation will produce cost savings to the consumer in terms of both water and energy bills (hot water).

Copies of this annual water supply statement are available at the Riverhead Water District office located at 1035 Pulaski Street, Riverhead, New York. In addition, a supplemental data package which presents the water quality of each well utilized in 1992 will be available at the District office.

GROUP

RIVERHEAD WATER DISTRICT

DISTRIBUTION SAMPLES

ND = NON DETECTABLE

PARAMETERS

PRIMARY VOLATILE ORGANICS	1992 STANDARD OR GUIDELINE	TESTING DETECTION LIMITS ug/L	ACTUAL TESTS		
			MAX ug/L	AVG ug/L	MIN ug/L
Benzene	5 ug/L	0.5	ND	ND	ND
Carbon tetrachloride	5 ug/L	0.5	ND	ND	ND
p-Dichlorobenzene	5 ug/L	0.5	ND	ND	ND
1,2-Dichloroethane	5 ug/L	0.5	ND	ND	ND
1,1-Dichloroethylene	5 ug/L	0.5	ND	ND	ND
1,1,1-Trichloroethane	5 ug/L	0.5	ND	ND	ND
Trichloroethylene	5 ug/L	0.5	ND	ND	ND
Vinyl chloride	2 ug/L	0.5	ND	ND	ND

OTHER VOLATILE ORGANICS	1992 STANDARD OR GUIDELINE	TESTING DETECTION LIMITS ug/L	ACTUAL TESTS		
			MAX ug/L	AVG ug/L	MIN ug/L
Dichlorodifluoromethane	5 ug/L	0.5	ND	ND	ND
Chloromethane	5 ug/L	0.5	ND	ND	ND
Bromomethane	5 ug/L	0.5	ND	ND	ND
Chloroethane	5 ug/L	0.5	ND	ND	ND
Fluorotrichloromethane	5 ug/L	0.5	ND	ND	ND
Methylene Chloride (Dichloromethane)	5 ug/L	0.5	ND	ND	ND
trans-1,2- Dichloroethylene	5 ug/L	0.5	ND	ND	ND
1,1-Dichloroethane	5 ug/L	0.5	ND	ND	ND
cis-1,2- Dichloroethylene	5 ug/L	0.5	ND	ND	ND
1,2-Dichloropropane	5 ug/L	0.5	ND	ND	ND
Bromochloromethane	5 ug/L	0.5	ND	ND	ND
Chloroform	50 ug/L	0.5	0.5	0.5	0.5
1,1-Dichloropropene	5 ug/L	0.5	ND	ND	ND
1,2-Dichloropropane	5 ug/L	0.5	ND	ND	ND
Bromomethane	5 ug/L	0.5	ND	ND	ND
Bromodichloromethane	50 ug/L	0.5	0.5	0.5	0.5
trans-1,3- Dichloropropene	5 ug/L	0.5	ND	ND	ND

GROUP

OTHER VOLATILE ORGANICS	1992 STANDARD OR GUIDELINE	TESTING DETECTION LIMITS ug/L	ACTUAL TESTS		
			MAX ug/L	AVG ug/L	MIN ug/L
cis-1,3- Dichloropropene	5 ug/L	0.5	ND	ND	ND
1,1,2-Trichloroethane	5 ug/L	0.5	ND	ND	ND
1,1,2,2- Tetrachloroethylene	5 ug/L	0.5	ND	ND	ND
1,3-Dichloropropane	5 ug/L	0.5	ND	ND	ND
Chlorodibromomethane	50 ug/L	0.5	ND	ND	ND
Chlorobenzene	5 ug/L	0.5	ND	ND	ND
1,1,1,2- Tetrachloroethane	5 ug/L	0.5	ND	ND	ND
Bromoform	50 ug/L	0.5	ND	ND	ND
Bromobenzene	5 ug/L	0.5	ND	ND	ND
1,1,2,2- Tetrachloroethane	5 ug/L	0.5	ND	ND	ND
1,2,3-Tetrachloroethane	5 ug/L	0.5	ND	ND	ND
o-Chlorotoluene	5 ug/L	0.5	ND	ND	ND
p-Chlorotoluene	5 ug/L	0.5	ND	ND	ND
m-Dichlorobenzene	5 ug/L	0.5	ND	ND	ND
o-Dichlorobenzene	5 ug/L	0.5	ND	ND	ND
1,2,4-Trichlorobenzene	5 ug/L	0.5	ND	ND	ND
Hexachlorobutadiene	5 ug/L	0.5	ND	ND	ND
1,2,3-Trichlorobenzene	5 ug/L	0.5	ND	ND	ND
Toluene	5 ug/L	0.5	ND	ND	ND
Ethylbenzene	5 ug/L	0.5	ND	ND	ND
m-Xylene	5 ug/L	0.5	ND	ND	ND
o-Xylene	5 ug/L	0.5	ND	ND	ND
p-Xylene	5 ug/L	0.5	ND	ND	ND
Styrene	5 ug/L	0.5	ND	ND	ND
Isopropylbenzene (Cumene)	5 ug/L	0.5	ND	ND	ND
n-Propylbenzene	5 ug/L	0.5	ND	ND	ND
1,3,5-Trimethylbenzene	5 ug/L	0.5	ND	ND	ND
tert. Butylbenzene	5 ug/L	0.5	ND	ND	ND
1,2,4-Trimethylbenzene	5 ug/L	0.5	ND	ND	ND
sec-Butylbenzene	5 ug/L	0.5	ND	ND	ND
p-Isopropyltoluene (p-Cymene)	5 ug/L	0.5	ND	ND	ND
n-Butylbenzene	5 ug/L	0.5	ND	ND	ND
Naphthalene	5 ug/L	0.5	ND	ND	ND
Ethylene Dibromide	5 ug/L	0.02	ND	ND	ND
Dibromochloropropane	5 ug/L	0.02	ND	ND	ND



RIVERHEAD WATER DISTRICT

DISTRIBUTION SAMPLES

RIVERHEAD WATER DISTRICT

DISTRIBUTION SAMPLES

ND = NON DETECTABLE

PARAMETERS

PARAMETERS	1992 STANDARD OR GUIDELINE	TESTING OR DETECTION LIMITS ug/L	ACTUAL TESTS		
			MAX ug/L	AVG ug/L	MIN ug/L
<b>ORGANICS</b>					
<b>PRIMARY PESTICIDES</b>					
Dieldrin	0.2 ug/L	0.15	ND	ND	ND
Lindane	4.0 ug/L	0.3	ND	ND	ND
Methoxychlor	50.0 ug/L	3.0	ND	ND	ND
Toxaphene	5.0 ug/L	3.0	ND	ND	ND
<b>OTHER PESTICIDES</b>					
Aldrin	5.0 ug/L	0.3	ND	ND	ND
Chlordane	5.0 ug/L	3.0	ND	ND	ND
DDT	5.0 ug/L	0.6	ND	ND	ND
Dieldrin	5.0 ug/L	0.6	ND	ND	ND
Heptachlor	5.0 ug/L	0.3	ND	ND	ND
Heptachlor Epoxide	5.0 ug/L	0.3	ND	ND	ND
<b>PRIMARY HERBICIDES</b>					
2,4-D	50.0 ug/L	0.2	ND	ND	ND
2,4,5-TP	10.0 ug/L	0.05	ND	ND	ND

ug/L is used for people on highly restricted sodium diets and mg/L for those on moderately restricted diets.

micrograms per liter, or parts per billion  
milligrams per liter, or parts per million



RIVERHEAD WATER DISTRICT

DISTRIBUTION SAMPLES

ND = NON DETECTABLE

PARAMETERS

INORGANIC PRIMARY (HEALTH)	1992 STANDARD OR GUIDELINE		TESTING DETECTION LIMITS mg/l	ACTUAL TESTS		
				MAX mg/l	AVG mg/l	MIN mg/l
Arsenic	0.050	mg/l	0.01	ND	ND	ND
Barium	1.00	mg/l	0.2	ND	ND	ND
Cadmium	0.010	mg/l	0.005	ND	ND	ND
Chromium	0.05	mg/l	0.01	ND	ND	ND
Fluoride	2.2	mg/l	0.10	ND	ND	ND
Lead	0.050	mg/l	0.0010	ND	ND	ND
Mercury	0.0020	mg/l	0.0002	ND	ND	ND
Nitrate	10.0	mg/l	0.10	ND	ND	ND
Selenium	0.010	mg/l	0.005	ND	ND	ND
Silver	0.050	mg/l	0.01	ND	ND	ND

SECONDARY (AESTHETICS)	1992 STANDARD OR GUIDELINE		TESTING DETECTION LIMITS mg/L	ACTUAL TESTS		
				MAX mg/L	AVG mg/L	MIN mg/L
Ammonia	NO STANDARD		0.02	ND	ND	ND
Chloride	250.0	mg/L	2.0	7	6	5
Color	15	UNITS	5	ND	ND	ND
Copper	1.00	mg/L	0.02	0.2	0.05	ND
Detergents	0.5	mg/L	0.04	ND	ND	ND
Iron	0.3	mg/L	0.02	0.55	0.25	0.03
Manganese	0.3	mg/L	0.02	0.03	0.02	ND
Nitrite	1.0	mg/L	0.10	ND	ND	ND
Odor (Cold)	3	UNITS	0	ND	ND	ND
pH	7.5-8.5	UNITS		8.1	7.9	7.6
Potassium	NO STANDARD		0.2	0.95	0.61	0.38
Sodium	20 & 270	mg/L	0.2*	5.8	5.03	4.2
Sulfate	250.0	mg/L	5.0	7.1	1.8	ND
Total Alkalinity	NO STANDARD		0	39.2	30.5	24.3
Total Dissolved Solids	500.0	mg/L	5.0	106	71	43
Total Hardness	NO STANDARD		1.3	39	31.75	24
Turbidity	5	UNITS	1	ND	ND	ND
Zinc	5.0	mg/L	0.02	ND	ND	ND

\*20 mg/L is limit for people on highly restricted sodium diets and 270 mg/L for those on moderately restricted diets.

Key  
 ug/L - micrograms per liter, or parts per billion  
 mg/L - milligrams per liter, or parts per million

186 \_\_\_\_\_ RECOGNIZES MARCH AS NATIONAL GIRL SCOUT MONTH

COUNCILPERSON GILLIAM offered the following resolution which was seconded by COUNCILPERSON COUNCILMAN CREIGHTON

WHEREAS, The Month of March is designated National Girl Scout Month; and

WHEREAS, The Town of Riverhead recognizes the important function Girl Scouting serves in promoting community service; and

WHEREAS, The Town of Riverhead further acknowledges that Girl Scouting creates role models for young women which assist in the development of character and service; and

WHEREAS, there are within the Town of Riverhead Fifteen Girl Scout Troops, consisting of Daisy, Brownies, Junior and Cadet members; and

WHEREAS, The Town of Riverhead commends the Troops, and their leaders, as well as Suffolk County Girl Scout Council on the outstanding service they provide to the community;

NOW, THEREFORE BE IT RESOVED, that the Town of Riverhead declares March 16, 1993 as GIRL SCOUT DAY IN 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 Marilyn Prios Executive Director Suffolk County Girl Scouts Council, Inc. and Janice Flood, Service Unit Coordinator for the Riverhead Girl Scout Troops.

**THE VOTE**

Gilliam  Yes \_\_\_ No Creighton  Yes \_\_\_ No  
Stark  Yes \_\_\_ No Prusinowski  Yes \_\_\_ No  
Janoski \_\_\_ Yes \_\_\_ No *Absent*

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED



DATE: MARCH 16, 1993

COUNCILMAN STARK

COUNCILPERSON

OFFERED THE FOLLOWING RESOLUTION

WHICH WAS SECONDED BY COUNCILPERSON COUNCILMAN PRUSINOWSKI

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

BUDGET ADJUSTMENT  
YOUNGS AVENUE DRAINAGE  
CAPITAL PROJECT

406.085400.494100.40010 BAN PROCEEDS FROM: \$150,000.00

406.085400.521000.40010 LAND ACQUISITION TO: \$30,000.00  
406.085400.523008.40010 CONSTRUCTION 90,000.00  
406.085400.543502.40010 ENGINEERING 10,000.00  
406.085400.547900.40010 CONTINGENCY 20,000.00

THE VOTE

Gilliam  Yes \_\_\_ No \_\_\_ Creighton  Yes \_\_\_ No \_\_\_  
Stark  Yes \_\_\_ No \_\_\_ Prusinowski  Yes \_\_\_ No \_\_\_  
Janoski \_\_\_ Yes \_\_\_ No \_\_\_ Absent

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

3-16-93

# 189 APPOINTS PIERRE G. LUNDBERG ESQ., AS SPECIAL COUNSEL

COUNCILMAN CREIGHTON

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

WHEREAS, pursuant to Section 103 of General Municipal Law, the Town Board did competatively bid for the disposal of solid waste; and

WHEREAS, by Resolution #548 adopted September 17, 1991, the Town Board did determine that East End Recycling and Composting Co. (OMNI) was the lowest responsible bidder and did authorize the Supervisor to negotiate a contract with East End Recycling & Composting Co. for solid waste disposal and that said contract, when finalized, shall be forwarded to the Town Board for its approval; and

WHEREAS, since the date of adoption of Resolutin #548, allegations in the press have been made regarding East End Recycling and Composting Co. and its principals bearing upon their responsibility.

NOW, THEREFORE, BE IT RESOLVED, that in light of the above, the Town Board does hereby appoint Pierre G. Lundberg, Esq., as special counsel to the Town Board to reexamine the qualification of East End Recycling and Composting Co. (OMNI) and to make recommendations to the Town Board as to the qualifications of East End Recycling and Composting Co. as the lowest responsible bidder; and be it further

RESOLVED, that the Town Board hereby indemnifies and holds harmless Pierre G. Lundberg, Esq., as special counsel to the Town Board in this matter for any and all acts including attorneys' fees for is defense, except punative or exemplary damages and such damages where it is determined by the forum that he was not acting within the scope of his employment by this Board and that the rate for services be filed with the Town Clerk; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Pierre G. Lundberg, Esq. and the Accounting Department.

**THE VOTE**

Gilliam  Yes \_\_\_ No Creighton  Yes \_\_\_ No  
Stark  Yes \_\_\_ No Prusinowski  Yes \_\_\_ No  
Janoski \_\_\_ Yes \_\_\_ No *Alben*

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

1/16/93

190 APPOINTS 90-DAY TEMPORARY CLERK TYPIST TO RECR. DEPT.

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

WHEREAS, due to the granting of the parentage leave request of Nancy Morrow, a vacancy exists in the clerical staffing of the Recreation Department.

NOW, THEREFORE, BE IT RESOLVED, that KELLY GRATTAN be and is hereby appointed to the position of 90-day temporary Clerk Typist with the Recreation Department effective March 15, 1993 at the hourly rate of compensation of \$8.5352; and

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

THE VOTE

Gilliam [checked] Yes \_\_\_ No \_\_\_ Creighton [checked] Yes \_\_\_ No \_\_\_
Stark [checked] Yes \_\_\_ No \_\_\_ Prusinowski [checked] Yes \_\_\_ No \_\_\_
Janoski \_\_\_ Yes \_\_\_ No [Absent]

THE RESOLUTION WAS [X] WAS NOT \_\_\_
THEREUPON DULY DECLARED ADOPTED

FORMS FINAL ENVIRONMENTAL IMPACT STATEMENT OF CHANGE OF ZONE  
AND SPECIAL PERMIT PETITION OF STANLEY TANGER AND ASSOCIATES

**COUNCILMAN PRUSINOWSKI** offered the following resolution which  
 seconded by **COUNCILMAN STARK**

**WHEREAS**, the Riverhead Town Board is considering the Change of  
 and Special Permit petition of Stanley Tanger and Associates to  
 for the Manufacturer's Overlay Zoning Use District upon real  
 property located on the south side of Route 58, Riverhead; such real  
 property more particularly described as Suffolk County Tax Map No.  
 118-3-4, and

**WHEREAS**, this Town Board has by resolution #54 of 1993 accepted  
 draft Environmental Impact Statement respecting these petitions and  
 referred such draft to both interested agencies of interest, and

**WHEREAS**, commentary has been received by the Lead Agency from  
 of interest regarding those environmental issues identified by  
 Lead Agency, and

**WHEREAS**, the Planning Department has summarized the comments  
 and has communicated the Lead Agency requirements to the  
 applicant, and

**WHEREAS**, the Planning Department has reviewed the response of  
 applicant and has recommended to the Town Board that such  
 commentary sufficiently describes those actions of the applicant which  
 mitigate identified environmental concerns, and

**WHEREAS**, the Riverhead Town Board has carefully considered the  
 DEIS, the comments made by parties of interest and involved  
 agencies, the record of the relevant public hearing, the report of the  
 Planning Department, as well as all other relevant environmental,  
 planning and zoning information, now

**THEREFORE, BE IT**

**RESOLVED**, that in the matter of the Change of Zone and Special  
 permit petition of Stanley Tanger, the Riverhead Town Board hereby  
 determines that the SEQRA record created to date forms a Final  
 Environmental Impact Statement pursuant to 6 NYCRR Part 617.14, and

**BE IT FURTHER**

**RESOLVED**, that the Planning Director be authorized to publish  
 post those notices of completion of Final Environmental Impact  
 Statement as required by the Environmental Conservation Law, and

**BE IT FURTHER**

**RESOLVED**, that the Town Clerk refer the Special Permit to the  
Head Planning Board for its report and recommendation, and

**BE IT FURTHER**

**RESOLVED**, that a certified copy of this resolution be  
submitted to Shepard Scheinberg, Esq. as agent for the applicant.

which was seconded by COUNCILMAN PRUSINOWSKI

Tracy Grant is a paralegal student at Adelphi  
University and has expressed a desire to work as a part-time  
legal in the Town Attorney's office Monday, Wednesday and  
Friday from 1:30 p.m. to 4:30 p.m., at no cost to the Town of  
Brook.

**THEREUPON, IT IS RESOLVED**, that Tracy Grant be and is  
appointed to the Town Attorney's Office as a part-time  
legal to commence on March 17, 1993; and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to  
send a certified copy of this resolution to Tracy Grant and  
the Town Attorney's Office.

**THE VOTE**

Gilliam <input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Creighton <input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Stark <input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Prusinowski <input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Janoski <input type="checkbox"/> Yes <input type="checkbox"/> No		<i>Absent</i>	

THE RESOLUTION WAS  WAS NOT   
THEREUPON DULY DECLARED ADOPTED

THE RESOLUTION WAS  WAS NOT   
THEREUPON DULY DECLARED ADOPTED

3-16-93

192

APPOINTS PART-TIME PARALEGAL TO THE TOWN ATTORNEY'S OFFICE (TRACY GRANT)

COUNCILMAN STARK

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

WHEREAS, Tracy Grant is a paralegal student at Adelphi University and has expressed a desire to work as a part-time paralegal in the Town Attorney's office Monday, Wednesday and Friday from 1:30 p.m. to 4:30 p.m., at no cost to the Town of Riverhead.

NOW, THEREFORE, BE IT RESOLVED, that Tracy Grant be and is hereby appointed to the Town Attorney's Office as a part-time paralegal to commence on March 17, 1993; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Tracy Grant and the Town Attorney's Office.

**THE VOTE**

Gilliam	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Creighton	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Stark	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Prusinowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Janoski	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No <i>Absent</i>

THE RESOLUTION WAS  WAS NOT   
THEREUPON DULY DECLARED ADOPTED

# 193 **CONDITIONAL ORDER FOR EXTENSION TO THE RIVERHEAD SEWER DISTRICT TO SERVE EAST END COMMON- ROUTE 58 AND OLIVER STREET**

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

WHEREAS, a petition has been filed by Wilbur Breslin, owner of East End Commons, for an extension to the Riverhead Sewer District, as described in the attached map, to serve his project known as East End Commons located at Route 58 and Oliver Street, Riverhead, New York, as more particularly described as Suffolk County Tax Map No. 0600-109-1-4.1, and

WHEREAS, the Town Board has determined that it is in the best interest of the residents of Oliver Street that a gravity sewer be constructed at the applicant's expense and that those parcels abutting Oliver Street are thereby benefitted and shall be included in the proposed extension, and

WHEREAS, a map and plan dated March 30, 1990, has been prepared by Malcolm Pirnie, consulting engineers to the Riverhead Sewer District and is on file for public inspection in the Office of the Riverhead Town Clerk during regular business hours, and

WHEREAS, the extension comprises the installation of an eight inch diameter gravity sanitary sewer the length of Oliver Street connecting to the existing sanitary sewer in Northville Turnpike, which was the subject of a public hearing held on May 15, 1990, and the refurbishing of the Howell Avenue pump station which was also the subject of a previous public hearing held by this Board regarding the application of Bridgewater Estates and additional review by the Town Engineer and Superintendent of the Sewer District which recommendations are incorporated in the current facility design for the improvements to the Howell Avenue pump station, which will be the subject of a future hearing by this Town Board, and

WHEREAS, all costs associated with this extension shall be borne by the applicant, to wit: the cost of the Oliver Street improvements estimated at \$370,000; and the cost of the Howell Avenue pump station improvements of which the applicant's share has been allocated by the engineer to be \$80,000, and the applicant will be required to pay money in the amount of \$54,430 representing the cost necessary to provide for denitrification of the additional flow from the applicant's project as determined by previous Town Board resolution in the amount of \$6.50 per gallon for the estimated flow of 8,220 gallons, and

WHEREAS, a public hearing was held on the 15th day of

May, 1990, and all persons wishing to be heard were heard,

NOW, THEREFORE, BE IT

RESOLVED that the Town Board, as governing body of the Riverhead Sewer District, upon the proceedings and record of the hearings had herein, determines that the extension to the Riverhead Sewer District as petitioned by Wilbur Breslin, owner of East End Commons, for an extension to the Riverhead Sewer District to serve their project known as East End Commons located at Route 58 and Oliver Street, Riverhead, New York, as more particularly described as Suffolk County Tax Map No. 0600-109-1-4.1, and to service the properties abutting Oliver Street, as more particularly described as Suffolk County Tax Map Nos. 0600-104-2-lots 34, through 49, inclusive, and 0600-107-5-27 through 32, inclusive, wherein the extension comprises the installation of an eight inch diameter gravity sanitary sewer the length of Oliver Street connecting to the existing sanitary sewer in Northville Turnpike, and the refurbishing of the Howell Avenue pump station, all as more particularly described in the map and plan prepared by Malcolm Pirnie, be and is hereby in the best interest of the property to be served as well as the District as a whole, and

BE IT FURTHER RESOLVED, that the Town Board adopts a Findings Statement which is incorporated herein, wherein it determines that the installation of the sanitary sewer and the refurbishing of the Howell Avenue pump station as more particularly described in the map and plan is a Type II action pursuant to the State Environmental Quality Review Act which will not have a significant impact upon the environment, and

BE IT FURTHER RESOLVED, that this extension is conditioned and shall not become effective until the conditions contained herein are complied with; and

BE IT FURTHER RESOLVED, that the cost of installation of the sanitary sewer along the length of Oliver Street is estimated at \$370,000 and the refurbishing of the Howell Avenue pump station of which the applicant's share has been allocated to be \$80,000, and any additional monies as may be necessary after bidding to complete construction shall be paid by the applicant before a building permit shall be issued for the construction of the project, and

BE IT FURTHER RESOLVED, that this project shall be constructed subject to the following conditions:

1. The owner grants a permanent, unobstructed subsurface easement for the installation and maintenance of sewer mains and appurtenances;

2. At the time the applicant seeks a Certificate of Occupancy covering more than 50% of the proposed structure, he

shall pay in full to the Town of Riverhead the sum of \$53,430 representing \$6.50 times the estimated flow of 8,220 per day;

3. Subject to public bidding by the Town of Riverhead; however, if after bidding and cost for such improvements is in excess of the estimated cost as stated above, the developer will be responsible to pay any such monies above and beyond the estimated cost before a building permit shall be issued;

4. The applicant shall make no further changes in the scope of the project.

5. The applicant shall record a covenant in a form acceptable to counsel to the District assuring the payment of additional monies in the event the flow is in excess during a calendar year of the base flow of 8,220 called for in this resolution.

BE IT FURTHER RESOLVED, that when the conditions called for herein have been completed, the Town Clerk shall cause a copy of this Order to be recorded in the Office of the Clerk of Suffolk County and filed with the New York State Comptroller, 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 the Sewer District, Malcolm Pirnie, Pierre Lundberg, Esq., and Peter S. Danowski, Jr., Esq., attorney for the applicant.

THE VOTE

Gilliam  Yes \_\_\_ No Creighton  Yes \_\_\_ No  
Stark  Yes \_\_\_ No Prusinowski  Yes \_\_\_ No  
Janoski \_\_\_ Yes \_\_\_ No *Absent*

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

March 16, 1993

#194 APPROVES SITE PLAN OF EAST END COMMONS

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

**WHEREAS**, a site plan and elevations were submitted by Peter S. Danowski, Esq., as agent for Wilbur F. Breslin, et.al, for the construction of a 224,831 square foot building for use as a shopping center, with related parking and attendant site improvements located at the north side of Old Country Road (County Route 58), the south side of Northville Turnpike (County Route 43), and the east side of Oliver Street, Riverhead, New York, known and designated as Suffolk County Tax Map Number 0600-109-1-4.1 and 19.5; and

**WHEREAS**, the Planning Department has reviewed the site plan, consisting of four sheets (Site Alignment Plan, Grade & Drainage Plan, Drainage & Utility Plan, and Site Details) each dated last December 7, 1992, as prepared by Nelson & Pope, Consulting Engineers, 572 Walt Whitman Road, Melville NY 11747, planting plans and schedule, consisting of five sheets (L-1 through L-5) prepared by Land Design Associates, P.C., 91 Green Street, Huntington, NY 11743, and elevations dated last December 12, 1992 (east or front elevation) and February 5, 1993 (side and rear elevations), as prepared by Jerome Rubin and East End Common Associates, 500 Old Country Road, Garden City NY 11530, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

**WHEREAS**, the project has undergone an environmental review pursuant to the **State Environmental Conservation Law and 6 NYCRR Part 617**, which review resulted in the preparation and acceptance of a Draft Environmental Impact Statement, a Final Environmental Impact Statement, and Agency Findings by the Town Board of the Town of Riverhead, which documents are on file in the office of the Town Clerk; and

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

**WHEREAS**, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 7504 of the Office of the Supervisor of the Town of Riverhead; and

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

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the site plans, planting plans, and elevations submitted by Peter S. Danowski, Esq., as agent for Wilbur F. Breslin, et.al, for the construction of a 184,831 square foot building for use as a shopping center, with related parking and attendant site improvements, located at the north side of Old Country Road (County Route 58), the south side of Northville Turnpike (County Route 43), and the east side of Oliver Street, Riverhead, New York, site plan dated last December 7, 1992, as prepared by Nelson & Pope, Consulting Engineers, 572 Walt Whitman Road, Melville NY 11747, and elevations dated last December 12, 1992 (east or front elevation) and February 5, 1993 (side and rear elevations), as prepared by Jerome Rubin and East End Common Associates, 500 Old Country Road, Garden City NY 11530, be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

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

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

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

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

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

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

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

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

9. That adequate parking for the handicapped, pursuant to State and Federal law, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "**No Parking, Handicap Only**", and the universal symbol affixed thereto. Further, by execution and filing of this document, Wilbur F. Breslin, Kimco Development Corp., 380 Fulton Street Corp., Richard T. Carr, & Shamrock Properties Corp., as tenants-in-common, hereby authorize and consent to the Town of Riverhead to enter premises at the north side of Old Country Road (County Route 58), the south side of Northville Turnpike (County Route 43), and the east side of Oliver Street, New York, to enforce said handicapped parking regulations;

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

11. That all utilities shall be constructed underground;

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

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

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

15. That an existing condition plan indicating vegetation within the proposed raised islands, and buffer and landscaped areas shall be provided and approved by the Planning Department prior to the issuance of a building permit;

16. That trees and areas identified for preservation shall be protected by the placement of effective barriers to prevent damage during construction. No vehicles of any kind shall pass beyond these barriers and materials will not be stored in these areas. Barriers to protect trees will be placed at a distance from the tree of at least one foot for each inch of tree diameter at breast height (DBH). The applicant is responsible for ensuring that the principal contractor and all construction personnel are aware of the importance of protecting the identified trees and natural areas;

17. That prior to commencement of any construction activities, a continuous row of straw bales shall be staked end to end along the base of a snow fence (or other temporary, project-limiting fence), on the landward edge of the freshwater wetland areas in order to control the siltation and minimize the sedimentation of those areas, pursuant to DEC permit number 1-730-00124/00001-0;

18. That at least 48 hours prior to the commencement of any clearing activity, the applicant shall provide written notice to the Riverhead Planning Department and Building Department, so as to ensure compliance with the provisions of this site plan approval;

19. That the permittee shall incorporate the following language as a restrictive covenant:

"Regulated freshwater wetlands are located on the eastern portion of the properties of East End Commons and their heirs, successors, and assigns. This property is subject to the provisions of ECL Article 24, and the conduct of regulated activities may occur only pursuant to ECL Article 24 if prior approval is given by the New York State Department of Environmental Conservation (NYSDEC). Regulated activities include, but are not limited to, clearing of vegetation; application of chemicals; excavation; grading and filling; and erection of any structure(s);"

20. That the subject tax parcels shall be caused to merge by the filing of a deed describing one (1) parcel;

21. That that number and enclosure of dumpsters shall be regularly monitored, and if at any time the number or presentation of any dumpster(s) on site is deemed insufficient, additional dumpsters shall be provided and enclosed upon notice by the Town of Riverhead;

22. That a floorplan shall be provided to the Planning Department prior to the issuance of a building permit;

23. That the RPZ valves shall be located within the building, as permitted by the Suffolk County Department of Health Services and the Superintendent of the Riverhead Water District;

24. That no certificate of occupancy shall issue until the loading areas are in compliance with the provisions of the Riverhead Town Code, or the appropriate relief obtained;

25. That in the event that any landscaped area is deficient in buffering the intended area, as determined by the Town Board, the applicant shall, upon notice, provide a supplemental planting plan, clearing plan, and schedule, and shall, in the planting season during or following said notice, install the supplemental plantings to remedy the situation;

26. That those parking stalls noted on the site plan approved herein and initialled by a majority of this Town Board shall be landbanked until such time that their construction is directed by further resolution of the Riverhead Town Board, which time period may exceed two (2) years from the date of this approval, and that a revised plan indicating said landbanked spaces and the plantings therein shall be provided prior to the issuance of a building permit;

27. That this approval shall be subject to the requirements of the Superintendent of Highways of the Town of Riverhead for any improvements deemed necessary within the Town of Riverhead right-of-way along the property frontage on Oliver Street; 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, the Riverhead Planning Department, Riverhead Building Department and the Town Engineer.

**THE VOTE**

Gilliam	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Creighton	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Stark	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Prusinowski	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
			Janoski	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

THE RESOLUTION WAS  WAS NOT   
THEREUPON DULY DECLARED ADOPTED

**DECLARATION AND COVENANTS**

**THIS DECLARATION**, made the \_\_\_\_\_ day of \_\_\_\_\_, 1992, made by Wilbur F. Breslin, Kimco Development Corp., 380 Fulton Street Corp., Richard T. Carr, & Shamrock Properties Corp., as tenants-in-common, residing at c/o Breslin Realty Development, 500 Old Country Road, Garden City NY 11530, Declarants.

**W I T N E S S E T H:**

**WHEREAS**, Declarants are the owners 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 Declarants; 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**, Declarants have considered the foregoing and determined that same will be in the best interest of the Declarants and subsequent owners of said parcel.

**NOW, THEREFORE, THESE DECLARANTS WITNESSETH:**

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

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

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

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

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

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

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

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

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

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

10. That all utilities shall be constructed underground;

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

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









3-16-93

# 195 AUTHORIZES TOWN ATTORNEY TO INSTITUTE LAWSUIT AGAINST CARL JULIANO AND OTHERS

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

WHEREAS, Carl Juliano, Lorraine Juliano, Barbara Juliano, Juliano Excavation Corp., Northville Industries Corp., TOSCO Corp. and Casimo Benora caused irreparable damage to the Long Island Sound bluff and this damage continues uncorrected to this date; and

WHEREAS, the Town Board has given all the above-named individuals an opportunity to cooperate and seek a restoration of the damaged area; however, the above-named individuals have failed to cooperate and restore the damage.

RESOLVED, that the Town Attorney be and is hereby authorized to institute an action in the Supreme Court against Carl Juliano, Lorraine Juliano, Barbara Juliano, Juliano Excavation Corp., Northville Industries Corp., TOSCO Corp. and Casimo Benora; and be it further

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Annette Eaderesto, Esq., Blake & Eaderesto, P.C., 18 Railroad Avenue, P. O. Box 1186, Center Moriches, New York, 11934; Harvey B. Besunder, Esq., Besunder & Burner, 105 Main Street, Port Jefferson Station, New York, 11776; and the Town Attorney.

THE VOTE

Gilliam  Yes \_\_\_ No Creighton  Yes \_\_\_ No  
Stark  Yes \_\_\_ No Prusinowski  Yes \_\_\_ No  
Janoski \_\_\_ Yes \_\_\_ No *Absent*

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

3-16-93

# 196  
EXCHANGES BONDS OF RAS CARTING OF L.I., INC. FOR CONTRACT BID AREAS "E" AND "F" RIVERHEAD REFUSE AND GARBAGE DISTRICT

COUNCILMAN STARK

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

**WHEREAS**, Resolution #26 accepted bonds for 1993 for solid waste collection for the Riverhead Refuse and Garbage District; and

**WHEREAS**, R.A.S. Carting of L.I., Inc., desires to exchange the bonds for Contract Bid Area "E" in the amount of \$154,484.16 and Contract Bid Area "F" in the amount of \$140,859.00 for bonds issued in the same amount issued by Contractors Casualty & Surety Company; and

**WHEREAS**, the Town Attorney has examined the new bonds as to form.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Riverhead hereby accepts the new bonds issued by Contractors Casualty & Surety Company for R.A.S. Carting of L.I., Inc., for Contract Bid Area "E" in the amount of \$154,484.16 and Contract Bid Area "F" in the amount of \$140,859.00 and releases the bonds accepted by Resolution #26 adopted January 5, 1993; and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to release said bonds accepted under Resolution #26; and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to R.A.S. Carting of L.I., Inc. and the Sanitation Department.

**THE VOTE**

Gilliam  Yes \_\_\_ No    Creighton  Yes \_\_\_ No  
Stark  Yes \_\_\_ No    Prusinowski  Yes \_\_\_ No  
Janoski \_\_\_ Yes \_\_\_ No *Absent*

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

3/16/93

197 APPOINTS INSTRUCTOR TO THE RIVERHEAD RECREATION DEPT.

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

RESOLVED, that DAVID A. LAKE be and is hereby appointed to serve as an Instructor with the Riverhead Recreation Department for the purpose of instructing the program entitled "Build Your Own Canoe" beginning March 27, 1993 for a period of 40 hours at the hourly rate of compensation of \$15.00; and

BE IT FURTHER RESOLVED, that the payment of said salary is made possible through the generous donation of Suffolk County National Bank.

**THE VOTE**

Gilliam	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Creighton	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
Stark	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Prusinowski	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
					Janoski	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No

*Absent*

THE RESOLUTION WAS  WAS NOT   
THEREUPON DULY DECLARED ADOPTED

**THE VOTE**

Gilliam	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Creighton	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
Stark	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Prusinowski	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No
					Janoski	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No

*Absent*

THE RESOLUTION WAS  WAS NOT   
THEREUPON DULY DECLARED ADOPTED

1/16/93

198 AMENDING RESOLUTION #136 ESTABLISHING A CITIZEN'S ADVISORY BOARD TO THE RIVERHEAD POLICE DEPARTMENT

Councilperson Gilliam offered the following resolution which was seconded by Councilperson COUNCILMAN CREIGHTON.

WHEREAS, the Riverhead Town Board by Resolution #136, adopted February 16, 1993, established a Citizen's Advisory Board to the Riverhead Police Department; and

WHEREAS, the Riverhead Town Board wishes to designate additional categories of representation to serve on the Citizen's Advisory Board to the Riverhead Police Department;

NOW THEREFORE, BE IT

RESOLVED, that the Town Board adds a representative from each of the following to serve on the Advisory Board under the same terms and conditions as heretofore specified in Resolution #136:

- 1. One representative from the N.A.A.C.P. of Eastern Long Island;
2. One representative from the student population of the Riverhead High School;
3. One representative from Wildwood Acres Civic Association;
4. One representative from Wildwood Hills Civic Association.

THE VOTE

Gilliam [checked] Yes \_\_\_ No Creighton [checked] Yes \_\_\_ No
Stark [checked] Yes \_\_\_ No Prusinowski [checked] Yes \_\_\_ No
Janoski \_\_\_ Yes \_\_\_ No Absent

THE RESOLUTION WAS [checked] WAS NOT \_\_\_
THEREUPON DULY DECLARED ADOPTED

USINOWSKI offered the following resolution, which was  
 COUNCILPERSON Stark RESOLVED, that the SUPERVISOR  
 be authorized to pay the following:

ACCOUNTS*****	TOTALS*****
001	\$173,991.43
002	\$0.00
003	\$209.76
004	\$662.40
005	\$600.00
006	\$0.00
111	\$84,674.05
112	\$22,890.69
113	\$0.00
114	\$12,056.15
115	\$76,672.66
116	\$578.79
117	\$3,777.96
118	\$800.00
174	\$35,742.89
175	\$750.00
176	\$0.00
177	\$0.00
178	\$0.00
179	\$1,200.00
180	\$0.00
181	\$0.00
182	\$0.00
184	\$0.00
381	\$0.00
382	\$0.00
383	\$0.00
384	\$167,409.00
385	\$0.00
406	\$0.00
408	\$0.00
409	\$0.00
451	\$0.00
452	\$47.56
453	\$593.35
454	\$375.78
625	\$3,154.43
626	\$4,869.83
735	\$504,067.24
736	\$0.00
918	\$7,422.14
GRAND TOTAL*****	\$1,102,546.11

CK RUN MARCH 04, 1993 (TBM 03-16-93)  
 Prusinowski offered the following resolution, which was  
 by COUNCILPERSON Stark RESOLVED, that the SUPERVISOR  
 hereby authorized to pay the following:

ACCOUNTS	TOTALS
TOWN	\$587,027.76
METER	\$0.00
	\$0.00
ATHLETIC LEAGUE	\$0.00
ENTER	\$0.00
ION PROGRAM	\$0.00
111	\$244,100.27
112	\$28,261.26
MAINTENANCE	\$0.00
114	\$11,121.00
GARBAGE COLLECTION	\$12,554.40
LIGHTING	\$6,895.99
PARKING	\$103,030.61
IMPROVEMENTS DISTRICT	\$0.00
LIABILITY SELF INSURANCE	\$20,213.65
175	\$0.00
MENT INSURANCE RESERVE	\$0.00
177	\$0.00
REHAB	\$0.00
178	\$1,132.34
REHAB	\$1,668.67
179	\$0.00
ONARY/SMALL CITIES	\$0.00
181	\$0.00
CONSORTIUM ACCOUNT	\$0.00
182	\$0.00
LEVEL CORP WORKING	\$0.00
184	\$0.00
PARKING DEBT	\$0.00
381	\$0.00
DISTRICT DEBT	\$0.00
382	\$0.00
DEBT	\$0.00
383	\$0.00
FUND DEBT SERVICE	\$0.00
384	\$0.00
WASTE DISTRICT DEBT	\$0.00
385	\$0.00
CAPITAL PROJECTS	\$3,670.00
406	\$610.75
HUNDRED SERIES	\$0.00
408	\$0.00
IMPROVEMENT CAP PROJ	\$0.00
409	\$0.00
451	\$0.00
SERVICES	\$1,765.37
452	\$1,322.97
HELPING SENIORS	\$1,146.58
453	\$0.00
454	\$0.00
MUNICIPAL FUEL FUND	\$4,465.91
625	\$375,724.30
MUNICIPAL GARAGE	\$0.00
626	\$0.00
AGENCY	\$0.00
735	\$0.00
TRUST	\$0.00
736	\$8,936.89
SCAVENGER WASTE	\$8,936.89
918	\$1,413,648.72
GRAND TOTAL	\$1,413,648.72

**THE VOTE**

Gilliam  Yes  No  
 Stark  Yes  No  
 Creighton  Yes  No  
 Prusinowski  Yes  No  
 Janoski  Yes  No  
 Albert  Absent

**THE RESOLUTION WAS ~~X~~ WAS NOT  
 THEREUPON DULY DECLARED ADOPTED**