

#224

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

At regular meeting of the Town Board of the Town of Riverhead, at 200 Howell Avenue, Riverhead, Suffolk County, New York, on the 5th day of April, 1988

PRESENT:

Joseph F. Janoski
Supervisor

John Lombardi
Councilperson

Louis Boschetti
Councilperson

Robert Pike
Councilperson

Denise Civiletti
Councilperson

-----X
In the Matter of the Extension of the Riverhead Water District (proposed as Extension 42 in the Town of Riverhead, Suffolk County, State of New York
-----X

ORDER EXTENDING THE RIVERHEAD WATER DISTRICT

WHEREAS, a petition of the owner of real property, hereinafter discribed, has been filed with the Town Board of Riverhead as governing body of the Riverhead Water District, requesting the approval thereof, who appeared at such time and place, concerning the same; and

WHEREAS, the evidence offered at such time and place requires that the Town Board make a determination hereinafter made.

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Riverhead, in the County of Suffolk, that it be and hereby is determined as follows:

1. The applicant seeks to construct 16 residential units in a form and configuration to be approved by the Riverhead Planning Board.

2. The aforesaid petition is signed and acknowledged as provided by law and is otherwise sufficient.

3. That all of the property and property owners within the proposed Water District Extension are benefited thereby.

4. That all of the property and property owners benefited are included within the proposed Water District Extension.

5. It is in the public interest to establish the proposed Water District Extension as hereinafter described.

6. That the cost to provide public water to the site would be a minimum of \$128,000. However, the benefit to current residents of Roanoke Avenue is such that the total project cost of \$128,000.00 is appropriate, the additional funds to be borne by a diminution of the \$2,500.00 per lot fee as provided herein by Paragraph 2.

RESOLVED, that this resolution shall not take effect and that the District shall not execute said resolution provided herein until the Town Clerk shall certify to the Town Board that the applicant has complied with the following conditions:

1. The applicant has posted a bond or letter of credit issued by a commercial banking institution doing business in the Town of Riverhead in a form satisfactory to the Town Attorney in the amount of \$128,000 to pay for the construction of the water mains as provided herein.

2. Prior to the issuance of any certificate of occupancy covering each single-family dwelling unit as proposed, the applicant shall deposit with the Town of Riverhead Water District an amount equal to \$2,500.00 for each single-family dwelling unit for which a certificate of occupancy is applied for provided, however, that no payment shall be made for the first 6 certificates of occupancy which shall represent \$15,000 which has been determined by the engineer to be the portion of the cost of the water mains provided herein that shall be borne by the Riverhead Water District as a whole. Applicant shall record a covenant in a form approved by the Town Attorney and the Supervisor is hereby authorized to accept said covenant. Stating that no Certificate of Occupancy shall issue until the \$2,500.00 fee is paid as provided herein.

Upon the filing of the bond or letter of credit herein, the Town Clerk shall certify same to the Town Board, who shall, by resolution, direct that the extension created by this resolution be recorded with the Clerk of the County of Suffolk and filed with the office of the Comptroller of the State of New York. The Town shall then commence to let the public bids to the water mains provided herein and cause them to be constructed within six months from the date that the Town Clerk shall record this resolution with the Clerk of the County of Suffolk.

3. The applicant shall provide an easement to the Riverhead Water District the proposed subdivision known as Roanoke Pines; and the Supervisor be and is hereby authorized to execute any and all documents in connection thereto; and be it further

RESOLVED, that the Town Board does now, subject to the further conditions of this resolution, approve the establishment of a Water District Extension hereinafter described to be known as Extension 42:

RESOLVED, that the Extension 42 to the Riverhead Water District is expressly conditioned upon there being no requirement on or liability of the Riverhead Water District to construct and improvements or to, at any time prior to acceptance, to repair or maintain any improvements to or within said Extension 42; and be it further

RESOLVED, that any improvements, including the costs of rights-of-way, construction costs, engineering or legal fees or other expenses related to this Water District Extension, shall be paid by the applicant or its successors in interest; and be it further,

RESOLVED, that the Town Clerk shall, within 10 days after satisfaction of the conditions of this order, file certified copies of this order in duplicate in the Office of the State Department of Audit and Control at Albany, New York, and within the same period shall record a certified copy of this order with the Suffolk County Clerk; and be it further

RESOLVED, that this order shall take effect immediately subject to the conditions contained herein.

HOLZMACHER, McLENDON & MURRELL, P.C.

EXHIBIT B-2

RIVERHEAD WATER DISTRICT
DESCRIPTION OF EXTENSION NO. 42
(ROANOKE PINES)

BEGINNING at a point on the existing boundary of the Riverhead Water District west of Roanoke Avenue and north of Joyce Lane;

Running thence westerly to a point 500 feet west of Roanoke Avenue to a point;

Thence northerly along a line that is parallel to and 500 feet west of Roanoke Avenue through Section 82, Block 1, lots 12 and 11.3 to the southerly boundary of Section 82, Block 1, lot 11.4 (which is proposed lot of Roanoke Pines subdivision);

Thence westerly, northerly and easterly along the south, west and north lines of lot 11.4 to the west side of Roanoke Avenue;

Thence southerly along the west side of Roanoke Avenue to a point 20 feet north of the south line of lot 11.4;

Thence easterly across and perpendicular to Roanoke Avenue and extended easterly through Section 64, Block 1, lot 7.1 to the easterly line of lot 7.1;

Thence southerly along the easterly line of lot 7.1 to the existing boundary of the Riverhead Water District on the northwest corner of Section 82, Block 2, lot 4.7.

Thence westerly, southerly and westerly along the existing Riverhead Water District boundary to the point of BEGINNING.

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

The resolution was thereupon duly declared adopted

225

AUTHORIZES THE SOLICITATION FOR BIDS FOR

One 1988 Utility Truck

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

RESOLVED, that the Town Clerk be and hereby is authorized to
advertise for sealed bids for the purchase of One 1988 Utility Truck
for use by Riverhead Water Dist., and be it further

RESOLVED, that the Town Clerk be and hereby is authorized
open and publicly read aloud said bids at 11:00 A.M. on
June 14 1988, at Town Hall, 200 Howell Ave., Riverhead
New York; and to make a report of said bids to the Town Board at the next
public meeting following the opening of the bids.

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

The resolution was thereupon duly declared adopted.

226

AUTHORIZES THE SOLICITATION FOR BIDS FOR

One 1988 Dump Truck

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

RESOLVED, that the Town Clerk be and hereby is authorized to advertise for sealed bids for the purchase of one 1988 Dump Truck for use by Riverhead Water District, and be it further

RESOLVED, that the Town Clerk be and hereby is authorized to open and publicly read aloud said bids at 11:05 A.M. on June 14 1988, at Town Hall, 200 Howell Ave., Riverhead New York; and to make a report of said bids to the Town Board at the next public meeting following the opening of the bids.

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

The resolution was thereupon duly declared adopted.

227

AUTHORIZES THE SOLICITATION FOR BIDS FOR

One Backhoe Loader

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

RESOLVED, that the Town Clerk be and hereby is authorized to advertise for sealed bids for the purchase of one BACKHOE LOADER for use by Riverhead Water District, and be it further

RESOLVED, that the Town Clerk be and hereby is authorized to open and publicly read aloud said bids at 11:10 A.M. on June 14 1988, at Town Hall, 200 Howell Ave., Riverhead New York; and to make a report of said bids to the Town Board at the next public meeting following the opening of the bids.

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

The resolution was thereupon duly declared adopted.

#228

72113-355P

At a Regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at Town Hall

New York in said Town, on April 5, 1988, at 7:30 o'clock .M., Prevailing Time.

PRESENT:

Joseph F. Janoski
Supervisor

John Lombardi
Councilman

Robert Pike
Councilman

Louis Boschetti
Councilman

Denise Civiletti
Councilman

In the Matter :
of :
The Increase and Improvement of the :
Facilities of the Riverhead :
Water District, in the Town of :
Riverhead, Suffolk County, New York :

ORDER
CALLING
PUBLIC
HEARING

Councilman ~~Boschetti~~ offered the following resolution which was seconded by Councilman Pike.

WHEREAS, the Town Board of the Town of Riverhead, Suffolk County, New York, has caused to be prepared a plan and estimate of cost relating to the increase and improvement of the facilities of the Riverhead Water District of said Town, consisting of the drilling of test wells at Plant 5 and Plant 8 in and for the Riverhead Water District, at an estimated cost of \$225,000; and

WHEREAS, it is now desired to call a public hearing on the question of the increase and improvement of the facilities of the such water district in the matter described above, and to hear all persons interested in the subject thereof, concerning the same, in accordance with the provisions of Section 202-b of the Town Law; NOW, THEREFORE, IT IS HEREBY

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

Section 1. Any prior proceedings adopted for the purpose of calling a public hearing on the question of the increase and improvement of the facilities of such water district in the matter described above are hereby determined to be a nullity.

Section 2. A public hearing will be held at the Riverhead Town Hall, 200 Howell Ave, Riverhead, New York, in said Town, on April 19, 1988, at 7:55 o'clock P.M., Prevailing Time, on the question of the increase and improvement of the facilities of the Riverhead Water District in the Town of Riverhead, Suffolk County, New York, in the manner described in the preambles hereof,

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and to hear all persons interested in the subject thereof, concerning the same, and to take such action thereon as is required or authorized by law.

Section 3. The Town Clerk is hereby authorized and directed to cause a copy of the Notice of Public Hearing hereinafter provided to be published once in the Riverhead News Review, the official newspaper, and also to cause a copy thereof to be posted on the sign board of the Town, such publication and posting to be made not less than ten, nor more than twenty, days before the date designated for the hearing.

Section 4. The notice of public hearing shall be in substantially the following form:

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Riverhead, Suffolk County, New York, will meet at Riverhead Town Hall, Riverhead, New York, in said Town, on April 15, 1988, at 7:45 o'clock P.M., Prevailing Time, for the purpose of conducting a public hearing upon a certain plan and estimate of cost in relation to the proposed increase and improvement of the facilities of the Riverhead Water District, at a maximum estimated cost of \$225,000, by the drilling of test wells at Plant 5 and Plant 8 in and for the said Water District, as more fully described in the aforesaid plan and report.

At said public hearing said Town Board will hear all persons interested in the subject matter thereof.

Dated: Riverhead, New York,
April 5, 1988.

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

By Irene J. Bendrick
Town Clerk

Section 4. This order shall take effect immediately.

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

Supervisor Janoski VOTING Yes

Councilman Lombardi VOTING Yes

Councilman Boschetti VOTING Yes

Councilman Pike VOTING Yes

Councilwoman Civiletti VOTING Yes

The order was thereupon declared duly adopted.

* * * * *

4/3/88

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

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

That I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town, including the resolution contained therein, held on _____, 1988, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

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

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

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

Newspaper and/or other news media

Date given

Riverhead News Review

January 7, 1988

4/5/88

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

Designated Location(s)
of posted notice

Date of Posting

Town Clerk's Bulletin Board

January 7, 1988

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town on _____, 1988.

Town Clerk

(CORPORATE
SEAL)

229 APPOINTS RALPH MILLER AS MAINTENANCE MECHANIC III WITH
THE RIVERHEAD WATER DISTRICT

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

WHEREAS, the position of Maintenance Mechanic III with the
Riverhead Water District was duly posted for employee transfer,
and

WHEREAS, Ralph Miller was the only applicant.

NOW, THEREFORE, BE IT RESOLVED, that Ralph Miller be and is
hereby appointed to the position of Maintenance Mechanic III with
the Riverhead Water District effective April 18, 1988 at the
annual rate of compensation of \$25,536.67 as set forth in Group
8, Step 11 of the CSEA Operational & Technical Salary Schedule.

BE IT FURTHER, that the Town Clerk forward a copy of this
resolution to Ralph Miller, Charles Bloss, Gary Pendzick and the
Office of Accounting.

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

The resolution was thereupon duly declared adopted.

230 APPOINTS MAINTENANCE MECHANIC II'S TO RIVERHEAD WATER DISTRICT

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

WHEREAS, the availability of the positions of Maintenance Mechanic II with the Riverhead Water District was duly advertised; and

WHEREAS, all applicants were thereafter interviewed.

NOW, THEREFORE, BE IT RESOLVED, that Steven Cox, Thomas Kruger, and Charles Leja be and are hereby appointed to the position of Maintenance Mechanic II at the following effective dates and annual salaries,

Steven Cox - 4/11/88 - \$19,133.41; Group 7, Step P
Charles Leja - 4/4/88 - \$21,739.4; Group 7, Step 5
Thomas Kruger - 4/4/88 - \$19,133.41; Group 7, Step P

BE IT FURTHER, that the Town Clerk forward a certified copy of this resolution to the above mentioned individuals, Gary Pendzick and the Office of Accounting.

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

The resolution was thereupon duly declared adopted.

231

AUTHORIZES TOWN CLERK TO PUBLISH & POST PUBLIC NOTICE RE:
SPECIAL PERMIT APPLICATION OF GREG GENTILE

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following public notice with regard to special permit application of Greg Gentile to operate a model airplane flying field at premises located at Route 25, Wading River, New York:

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE, that a public hearing will be held on the 19th day of April, 1988, at 7:45 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to special permit application of Greg Gentile to operate a model airplane flying field at premises located at Route 25, Wading River, New York.

Dated: Riverhead, New York
April 5, 1988.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

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

The resolution was thereupon duly declared adopted.

232

ADOPTS RESOLUTION RE: AMENDMENT TO ARTICLE II CHAPTER 103 OF THE RIVERHEAD TOWN CODE

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

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons regarding Amendment to Article II Chapter 103 of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 15th day of March, 1988, at 7:45, at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW, THEREFORE, BE IT

RESOLVED, that Amendment to Article II Chapter 103 of the Riverhead Town Code be and is hereby adopted as follows:

ARTICLE II
Landfill Fees

Section 103-10. Vehicle sticker license fees.

All vehicles entering the town landfill must display a landfill sticker as required herein permanently affixed to the ~~right~~ left side of the front bumper.

A. Stickers will be issued by the Town Clerk after payment of the following license fees for each vehicle and an affidavit signed by the owner of the vehicle stating the intended use of said vehicle:

(1) Residential vehicles:

~~1-~~ (a) Passenger vehicles, including but not limited to cars, station wagons and noncommercial vans of one (1) ton's capacity or less: no charge.

~~2-~~ (b) Pickup trucks and commercial vans of one (1) ton's capacity or less: no charge.

(c) Trailers: no charge.

(2) Commercial vehicles:

(a) Any vehicle used for commercial purposes: fifteen dollars (\$15.).

✓

(3) Garbage hauler: one hundred dollars (\$100.) per year.

~~(4) Other vehicles: fifteen dollars (\$15.) per year.~~

(4) Trailers: no charge.

B. ~~All license~~ The above fees are annual, effective from January 1 to December 31, without proration.

Section 103-11. Usage fees.

All vehicles entering the town landfill shall present to the gate attendant coupons as prescribed herein:

1. Residential vehicles

~~A--~~(a) Passenger vehicles, including but not limited to cars, station wagons and noncommercial vans: fifty cents (\$0.50) per visit.

~~B--~~(b) Pickup trucks and commercial vans of one (1) ton's capacity or less: one dollar (\$1.) per visit.

(c) Trailers: one dollar (\$1.) per visit.

2. Commercial vehicles:

(a) Any vehicle of one (1) ton's capacity or less used for commercial purposes: two dollars and fifty cents (\$2.50) per visit cubic yard per visit.

(b) Pickup trucks and commercial vans of one (1) ton's capacity or less used for commercial purposes: two dollars and fifty cents (\$2.50) per cubic yard.

~~C--~~(c) Garbage haulers: two dollars and fifty cents (\$2.50) per cubic yard capacity.

~~D--~~(d) ~~Other vehicles~~ Any vehicle of one (1) ton's capacity or more used for commercial purposes as determined by the amount of material carried: two dollars (\$2.00) two dollars and fifty cents (\$2.50) per cubic yard (minimum charge for three (3) years [Amended 1-13-87]

(e) Trailers: two dollars and fifty cents (\$2.50) per cubic yard.

~~E--~~(f) Tires, six (6) or more:

(i) Pickup trucks, vans, carryalls and tow trailers: twenty-five dollars (\$25.) per visit.

(ii) Single rear axle: fifty dollars (\$50.) per visit.

(iii) Dual rear axle: seventy-five dollars (\$75.) per visit.

(iv) Tractor trailer: one hundred dollars (\$100.) per visit.

Section 103-12. Yearly passes.

The usage fee prescribed by the preceding section shall not apply where a yearly pass is displayed on the left front bumper of the vehicle. Fees for yearly passes for residential use vehicles shall be:

- A. Passenger vehicles, including but not limited to cars, station wagons, and noncommercial vans: twenty-five dollars (\$25.) from January 1 to December 31 or twelve dollars and fifty cents (\$12.50) from July 1 to December 31.
- B. Pickup trucks and commercial vans of one (1) ton's capacity or less used for residential purposes: fifty dollars (\$50.) from January 1 to December 31 or twenty-five dollars (\$25.) from July 1 to December 31.

Section 103-13. Current fees.

Effective immediately, the fees provided by Chapter 103 of the Riverhead Town Code, prior to adoption of Local Law No. 3-84¹, shall be carried forward and shall remain in full force and effect until February 1, 1985. However, no renewals of such fees shall be charged.

Section 103-14. Definitions.

As used in this Article, the following terms shall have the meanings indicated:

GARBAGE HAULER - Commercial vehicles used primarily for the transportation of household, business or industrial solid waste.

TOWN LANDFILL COUPONS - Coupons issued by the Town Clerk in denominations of fifty cents (\$0.50), one dollar (\$1.00) two dollars and fifty-cents (\$2.50) and for one-cubic-yard and five-cubic-yard denominations.

RESIDENTIAL VEHICLE: Non-commercial vehicles used for the transportation of household solid waste.

¹ Editor's note: See Section 103-5B.

COMMERCIAL VEHICLE: Every motor vehicle used or maintained for transportation of solid waste generated in the operation of a business or trade.

TRAILER: Any vehicle not propelled by its own power which is drawn by a motor vehicle.

Section 103-14. Penalties for offences.

Any person, firm or corporation violating any provision of this section shall result in the revocation of any and all permit(s) issued to said person, firm or corporation.

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish a copy of this resolution once in the **Riverhead News-Review** and to post same on the signboard at Town Hall; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Riverhead Landfill.

Dated: Riverhead, New York
April 5, 1988

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

*overstrike represents deletion(s)
**underscore represents addition(s)

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

The resolution was thereupon duly declared adopted.

233 ADOPTS RESOLUTION RE: AMENDMENT TO SECTION 108-3(A)(3) OF THE RIVERHEAD TOWN CODE

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

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons regarding Amendment to Section 103-3(A)(3) of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 15th day of March, 1988, at 8:10, at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW, THEREFORE, BE IT

RESOLVED, that Amendment to Section 103-3(A)(3) of the Riverhead Town Code be and is hereby adopted as follows:

103-3(A)

- (3) A list of property owners based upon the most completed assessment roll filed with Town of Riverhead within a radius of five hundred (500) feet of the subject property. This requirement may be waived by the Town Board where the special permit sought is for the construction of a single-family dwelling. No person may object to any approval granted after such notice is served by the Town Clerk applicant or designated representative pursuant to this section, unless an objection is received by the Town Clerk within thirty (30) days of the date of publication of the public notice calling the hearing alleging that they did not receive the notice provided for in this section. Also, an affidavit signed by the applicant or designated representative attesting to serving of the public notice as required by this section must be filed with the Town Clerk prior to the holding of the public hearing.

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish a copy of this resolution once in the Riverhead News-Review and to post same on the signboard at Town Hall; and be it further

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

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

The resolution was thereupon duly declared adopted.

234 ADOPTS RESOLUTION RE: AMENDMENT TO SECTION 48-7(A) OF THE RIVERHEAD TOWN CODE

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

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons regarding amendment to Section 48-7(A) of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 15th day of March, 1988, at 8:20, at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW, THEREFORE, BE IT

RESOLVED, that amendment to Section 48-7(A) of the Riverhead Town Code be and is hereby adopted as follows:

48-7. Application for permit: fee.

(A) ~~The Town Clerk~~ Superintendent of Recreation is hereby authorized to issue a permit for the use or operation of a motor vehicle on the beach to residents, tenants or taxpayers of the Town of Riverhead, upon due annual application at no cost to such persons. Said annual permit shall run from January 1 through December 31 of each year ... (rest to remain the same)

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish a copy of this resolution once in the Riverhead News-Review and to post same on the signboard at Town Hall; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Riverhead Recreation Department.

Dated: Riverhead, New York
April 5, 1988

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

*overstrike represents deletion(s)
**underscore represents addition(s)

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

The resolution was thereupon duly declared adopted.

235 ADOPTS RESOLUTION RE: AMENDMENT TO SECTION 108-3E(2) OF THE RIVERHEAD TOWN CODE

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

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons regarding amendment to Section 108-3E(2) of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 15th day of March, 1988, at 8:45, at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW, THEREFORE, BE IT

RESOLVED, that amendment to Section 108-3E(2) of the Riverhead Town Code be and is hereby adopted as follows:

- (2) After receipt of the recommendations of the Planning Board, the Town Board shall hold a public hearing upon public notice as required by Section 265 of the Town Law. The Town Clerk applicant or his representative shall forward a certified copy of the public hearing notice by certified mail to all property owners within a five-hundred-foot radius of the subject property to be affected by the special permit, and the applicant shall pay all expenses of said hearing, including but not limited to publication costs, postage and transcription of testimony. All testimony at the public hearing before the Town Board shall be given under oath. The Town Board may require the sworn testimony of such persons as it deems necessary for a full and complete hearing on the application. The Town Board may adjourn the public hearing for the purpose of taking further testimony or requiring the production of further information.

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish a copy of this resolution once in the Riverhead News-Review and to post same on the signboard at Town Hall; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Riverhead Planning Department and the Riverhead Planning Board.

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

The resolution was thereupon duly declared adopted.

236

ADOPTS RESOLUTION RE: EXTENSION OF THE RIVERHEAD PARKING DISTRICT TO INCLUDE PROPERTIES OF HALLOCK LUCE III

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

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons regarding extension of the Riverhead Parking District to include the properties of Hallock Luce III; and

WHEREAS, a public hearing was held on the 15th day of March, 1988, at 7:55, at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW, THEREFORE, BE IT

RESOLVED, that extension of the Riverhead Parking District to include the properties of Hallock Luce III, more particularly described on EXHIBIT "A" annexed hereto, be and is hereby adopted;

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish a copy of this resolution once in the Riverhead News-Review and to post same on the signboard at Town Hall; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Hallock Luce III and the Riverhead Parking District.

Dated: Riverhead, New York
April 5, 1988

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

*overstrike represents deletion(s)
**underscore represents addition(s)

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

The resolution was thereupon duly declared adopted.

Exhibit "A"

All that parcel of land located at Riverhead, Suffolk County, New York, more particularly described as follows:

BEGINNING at a monument set in the southerly side of East Second Street at the northeast corner of lands of Lizette Hand, which monument is also located on a course of N. $82^{\circ} 30' 00''$ E. 183.50 feet from the intersection of the southerly side of said East Second Street and the easterly side of Roanoke Avenue; thence from said point of beginning, N. $82^{\circ} 30' 00''$ E. along the southerly side of East Second Street 76.00 feet to a monument; thence S. $7^{\circ} 30' 00''$ E. along lands now or formerly of Morton Hocheiser 125.00 feet to a monument; thence S. $82^{\circ} 44' 30''$ W. along lands mostly of Riverhead Public Parking District No. 1 and partially of Burke and Clifford and through two monuments 71.49 feet to a monument at the southeast corner of Hand; thence N. $6^{\circ} 35' 00''$ W. along lands of Lizette Hand 124.68 feet to the point of beginning.

237

ADOPTS RESOLUTION RE: AMENDMENT TO CHAPTER 75 SECTION 75-4 OF THE RIVERHEAD TOWN CODE

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

WHEREAS, the Town Clerk was authorized to publish and post a public notice to hear all interested persons regarding amendment to Chapter 75 Section 75-4 of the Riverhead Town Code; and

WHEREAS, a public hearing was held on the 15th day of March, 1988, at 8:50, at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

NOW, THEREFORE, BE IT

RESOLVED, that amendment to Chapter 75 Section 75-4 of the Riverhead Town Code be and is hereby adopted as follows:

J. All housing and covers that protect any size underground tank shall be painted bright yellow. This section shall include all new and pre-existing tanks.

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish a copy of this resolution once in the Riverhead News-Review and to post same on the signboard at Town Hall; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Riverhead Fire Marshall and the Riverhead Building Department.

Dated: Riverhead, New York
April 5, 1988

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

*overstrike represents deletion(s)
**underscore represents addition(s)

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

The resolution was thereupon duly declared adopted.

238 DETERMINATION AND FINDINGS IN THE PUBLIC INTEREST REGARDING EXTENSION 42 TO THE RIVERHEAD WATER DISTRICT

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

WHEREAS, a petition has been made for an extension to the Riverhead Water District, known as Extension 42, to supply 14 homes on Roanoke Avenue with Town water; and

WHEREAS, the Riverhead Planning Board, by resolution dated May 13, 1987, determined said subdivision known as "Roanoke Pines" to be a Type II Action pursuant to the New York State Environmental Quality Review Act with no environmental significance; and

WHEREAS, an Environmental Assessment Form has been filed with the Town Clerk covering the proposed water main extension.

NOW, THEREFORE, BE IT

RESOLVED, that upon the proceedings had herein, th Town Board of the Town of Riverhead, as governing body of the Riverhead Water District, determines that Extension 42 is a Type II Action without a significant impact on the environment; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Riverhead Water District.

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

The resolution was thereupon duly declared adopted.

239 ACCEPTS BOND OF CALVERTON HOMESTEADS

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

WHEREAS, the Riverhead Planning Board, by resolution dated December 7, 1987, approved the subdivision map entitled "Calverton Homesteads, Calverton", subject to the posting of a bond in the amount of \$102,000.00 for parks, playground and other recreational purposes and \$425,000.00 covering the costs of improvements required by said resolution; and

WHEREAS, a performance bonds have been forwarded to the Office of the Town Attorney, who has reviewed same as to form.

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to the resolution of the Planning Board, the Town Board of the Town of Riverhead does hereby accept the performance bond of Calverton Homesteads, assuring the completion of the improvements in the subdivision known as "Calverton Homesteads, Calverton", covering the improvements directed by the Planning Board; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Calverton Homesteads and the Riverhead Planning Board.

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

The resolution was thereupon duly declared adopted.

240 ACCEPTS BOND OF MANORS AT BAITING HOLLOW - SECTION 3

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

WHEREAS, the Riverhead Planning Board, by resolution dated March 22, 1988, approved the subdivision map entitled "Manors at Baiting Hollow, Section 3", subject to the posting of a bond in the amount of \$42,000.00 representing the parks and recreation fees and \$170,000.00 covering the costs of improvements required by said resolution; and

WHEREAS, a performance bond has been forwarded to the Office of the Town Attorney, who has reviewed same as to form.

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to the resolution of the Planning Board, the Town Board of the Town of Riverhead does hereby accept the performance bond of Baywood Estates, Inc., assuring the completion of the improvements in the subdivision known as "Manors at Baiting Hollow, Section 3", covering the improvements directed by the Planning Board; and be it further

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

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

The resolution was thereupon duly declared adopted.

241 APPOINTS FREDERICK SMITH AS MAINTENANCE MECHANIC II
WITH BUILDINGS AND GROUNDS DEPARTMENT

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

RESOLVED, that Frederick Smith be and is hereby appointed to the position of Maintenance Mechanic II with the Buildings and Grounds Department effective April 18, 1988 at the annual compensation of \$19,133.41 as set forth in Group 7, Step P of the CSEA 1987/88 Operational and Technical Salary Schedule, and

BE IT FURTHER, that the Town Clerk forward a copy of this resolution to Frederick Smith, Lawyer Jackson and the Office of Accounting.

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

The resolution was thereupon duly declared adopted.

242 APPOINTS PATRICIA PERRY AS PROVISIONAL RECREATION LEADER

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

WHEREAS, the availability of the position of Recreation Leader with the Town of Riverhead Recreation Department was duly advertised, and

WHEREAS, all applicants were thereafter interviewed.

NOW, THEREFORE, BE IT RESOLVED, that Patricia Perry be and is hereby appointed to the provisional position of Recreation Leader effective April 4, 1988 at the annual compensation of \$17,416.51 as set forth in Group 2, Step P of the CSEA Administrative Salary Schedule.

BE IT FURTHER, that copies of this resolution be forwarded to Stan Grodski, Patricia Perry and the Office of Accounting.

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

The resolution was thereupon duly declared adopted.

243 PROMOTES NADIA MOORE TO SENIOR STENOGRAPHER

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

RESOLVED, that Nadia Moore be and is hereby promoted to the title of Senior Stenographer effective February 1, 1988 at the annual rate of compensation of \$20,445.68, Group 9, Step 6 as set forth in the CSEA 1987/88 Clerical and Supervisory Salary Schedule.

BE IT FURTHER, that the Town Clerk forward a copy of this resolution to Nadia Moore and the Office of Accounting.

Councilman Pike offered the following amendment to the above resolution which was seconded by Councilwoman Civiletti.

RESOLVED, that the effective date of said resolution be amended to read "effective as soon as legally possible pursuant to Civil Service regulations.

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

The amendment was thereupon duly declared adopted.
(See Page 180 of Minute Book, 1988)

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

The resolution was thereupon duly declared adopted.

244 APPOINTS ALICE LOPEZ TO THE POSITION OF STENOGRAPHER WITH RIVERHEAD JUSTICE COURT

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

WHEREAS, the Town of Riverhead did request from the Suffolk County Department of Civil Service a Certification of Eligibles for the position of Stenographer, and

WHEREAS, the list received contained three names of which only Alice Lopez was a willing acceptor.

NOW, THEREFORE, BE IT RESOLVED, that Alice Lopez be and is hereby appointed to the position of Stenographer effective April 4, 1988 at the annual rate of compensation of \$16,278.39 as set forth in Group 7, Step P of CSEA Clerical and Supervisory Salary Schedule.

BE IT FURTHER, that the Town Clerk forward a copy of this resolution to Alice Lopez, Justices Manning and Ehlers and the Office of Accounting.

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

The resolution was thereupon duly declared adopted.

245 AUTHORIZES SUPERVISOR TO ENTER INTO LEASE AGREEMENT
WITH AT&T

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

WHEREAS, representatives of AT&T did present to the Town Board a proposal to upgrade the present communications system of Town Hall and the Police Department to "System 75", and

WHEREAS, the installation of said communications will provide many benefits toward the efficient and orderly operation of Town Government.

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor be and is hereby authorized to enter into a lease agreement with AT&T, said lease agreement to be subject to the review and approval of the Town Attorney.

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

The resolution was thereupon duly declared adopted.

246 AUTHORIZES ATTENDANCE OF POLICE OFFICERS AT SEMINAR

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

WHEREAS, the University of Delaware shall be sponsoring a "Crime Witness and Victim Interview Seminar", May 19 and 20, 1988 in Delaware, and

WHEREAS, it is the desire of Police Officer Michael Reed, Police Officer Michael Fandrey and Police Officer Frederick Foote to attend said seminar; and

WHEREAS, it is the recommendation of the superiors of Police Officers Reed, Fandrey and Foote that they attend said seminar.

NOW, THEREFORE, BE IT RESOLVED, that Police Officers Reed, Fandrey and Foote be and are hereby authorized to attend the "Crime Witness and Victim Interview Seminar" to be held in Delaware, May 19 & 20, 1988.

BE IT FURTHER, that Police Officers Reed, Fandrey and Foote receive advance monies in the amount of \$200 for related expenses, said expenses to be fully receipted upon their return.

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

The resolution was thereupon duly declared adopted.

4/5/88

247

ACCEPTS LETTER OF CREDIT FOR INSTALLATION OF WATER MAINS
RE: MANORS AT BAITING HOLLOW (EXTENSION 22A)

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

WHEREAS, an Order Establishing Extension 22A of the Riverhead Water District was adopted by the Riverhead Town Board on September 22, 1987, as Resolution #642; and

WHEREAS, the applicant is required to file a letter of credit with the Town of Riverhead in the amount of \$239,480.00 to pay for the cost of construction of the water mains as provided in said resolution; and

WHEREAS, the letter of credit has been forwarded to the Office of the Town Attorney who has reviewed same as to form.

NOW, THEREFORE, BE IT

RESOVLED, that the letter of credit of Baywood at Baiting Hollow, Inc., in the amount of \$239,480.00 representing the cost of the construction of water mains be and is hereby accepted; and be it further

RESOLVED, that pursuant to Resolution #642 of 1987, the Town Clerk cause the Order Extending the Riverhead Water District to be filed with the Comptroller of the State of New York and recorded in the Suffolk County Clerk's Office; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Peter S. Danowski, Jr., attorney for Baywood at Baiting Hollow, Inc., and the Riverhead Water District.

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

The resolution was thereupon duly declared adopted.

248 AUTHORIZES TOWN CLERK TO PUBLISH AND POST DISPLAY HELP
WANTED AD

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

RESOLVED, that the Town Clerk be and is hereby authorized to
publish and post the attached Help Wanted Ad for the position of
E.I.S.E.P. Home Aide as a display ad in the April 14, 1988 issue
of The News Review. and the April 20, 1988 issue of Suffolk Life.

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

The resolution was thereupon duly declared adopted.

TOWN OF RIVERHEAD

RESOLUTION # 249

AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS FOR
CAST IRON MANHOLE AND CATCH BASIN FRAMES AND COVERS

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

RESOLVED, THAT THE TOWN CLERK OF THE TOWN OF RIVERHEAD BE AND IS
HEREBY AUTHORIZED TO ADVERTISE FOR SEALED BIDS FOR THE PURCHASE OF CAST
IRON MANHOLE AND CATCH BASIN FRAMES AND COVERS FOR THE USE OF THE TOWN OF
RIVERHEAD HIGHWAY DEPARTMENT, AND BE IT FURTHER

RESOLVED, THAT THE SPECIFICATIONS AND FORMS FOR BIDDING BE PREPARED
BY THE SUPERINTENDENT OF HIGHWAYS, AND BIDS TO BE RETURNABLE UP TO 11:15 A.M.
ON APRIL 18, 1988, 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 APRIL 18, 1988 AT
11:15 A.M. AT THE TOWN CLERK'S OFFICE, TOWN HALL, 200 HOWELL AVENUE, RIVER-
HEAD, NEW YORK, ALL SEALED BIDS BEARING THE DESIGNATION "BID ON CAST IRON
MANHOLE AND CATCH BASIN FRAMES AND COVERS".

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

The resolution was thereupon duly declared adopted.

NOTICE TO BIDDERS

SEALED BIDS FOR THE PURCHASE OF CAST IRON MANHOLE AND CATCH BASIN
FRAMES AND COVERS _____, FOR THE USE OF THE TOWN OF RIVERHEAD
HIGHWAY DEPARTMENT, WILL BE RECEIVED BY THE TOWN CLERK OF THE TOWN OF
RIVERHEAD FOR THE TOWN BOARD, AT THE TOWN CLERK'S OFFICE, 200 HOWELL
AVENUE, RIVERHEAD, NEW YORK UP TO 11:15 A.M. ON APRIL 18, 1988, AT
WHICH TIME AND PLACE THEY WILL BE PUBLICLY OPENED AND READ ALOUD.

DETAILED SPECIFICATIONS AND FORMS FOR BIDDING MAY BE OBTAINED
AT THE OFFICE OF THE SUPERINTENDENT OF HIGHWAYS, OSBORN AVENUE, RIVERHEAD,
NEW YORK DURING THE HOURS OF 8:30 A.M. AND 4:30 P.M. WEEKDAYS.

PLAINLY MARK ENVELOPE, CONTAINING BID, "BID ON CAST IRON MANHOLE
AND CATCH BASIN FRAMES AND COVERS".

THE TOWN BOARD RESERVES THE RIGHT TO REJECT ANY AND ALL BIDS.

BY: ORDER OF THE TOWN BOARD
IRENE J. PENDZICK, TOWN CLERK
TOWN OF RIVERHEAD, NEW YORK

TOWN OF RIVERHEAD

RESOLUTION # 250

AUTHORIZES TOWN CLERK TO ADVERTISE FOR BIDS FOR
PRECAST CONCRETE DRAINAGE RINGS AND ASSOCIATED ITEMS

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

RESOLVED, THAT THE TOWN CLERK OF THE TOWN OF RIVERHEAD BE AND IS
HEREBY AUTHORIZED TO ADVERTISE FOR SEALED BIDS FOR THE PURCHASE OF PRECAST
CONCRETE DRAINAGE RINGS AND ASSOCIATED ITEMS FOR THE USE OF THE TOWN OF RIVER-
HEAD HIGHWAY DEPARTMENT, AND BE IT FURTHER

RESOLVED, THAT THE SPECIFICATIONS AND FORMS FOR BIDDING BE PREPARED
BY THE SUPERINTENDENT OF HIGHWAYS, AND BIDS TO BE RETURNABLE UP TO 11:00 A.M.
ON APRIL 18, 1988, 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 APRIL 18, 1988 AT 11:00 A.M.
AT THE TOWN CLERK'S OFFICE, TOWN HALL, 200 HOWELL AVENUE, RIVERHEAD , NEW YORK
ALL SEALED BIDS BEARING THE DESIGNATION "BID ON PRECAST CONCRETE DRAINAGE RINGS
AND ASSOCIATED ITEMS".

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

The resolution was thereupon duly declared adopted.

NOTICE TO BIDDERS

SEALED BIDS FOR THE PURCHASE OF PRECAST CONCRETE DRAINAGE RINGS
AND ASSOCIATED ITEMS, FOR THE USE OF THE TOWN OF RIVERHEAD
HIGHWAY DEPARTMENT, WILL BE RECEIVED BY THE TOWN CLERK OF THE TOWN OF
RIVERHEAD FOR THE TOWN BOARD, AT THE TOWN CLERK'S OFFICE, 200 HOWELL
AVENUE, RIVERHEAD, NEW YORK UP TO 11:00 A.M. ON APRIL 18, 1988, AT
WHICH TIME AND PLACE THEY WILL BE PUBLICLY OPENED AND READ ALOUD.

DETAILED SPECIFICATIONS AND FORMS FOR BIDDING MAY BE OBTAINED
AT THE OFFICE OF THE SUPERINTENDENT OF HIGHWAYS, OSBORN AVENUE, RIVERHEAD,
NEW YORK DURING THE HOURS OF 8:30 A.M. AND 4:30 P.M. WEEKDAYS.

PLAINLY MARK ENVELOPE, CONTAINING BID, "BID ON PRECAST CONCRETE
DRAINAGE RINGS AND ASSOCIATED ITEMS".

THE TOWN BOARD RESERVES THE RIGHT TO REJECT ANY AND ALL BIDS.

BY: ORDER OF THE TOWN BOARD
IRENE J. PENDZICK, TOWN CLERK
TOWN OF RIVERHEAD, NEW YORK

* 251 AUTHORIZES TOWN CLERK TO PUBLISH & POST NOTICE OF PUBLIC HEARING PURSUANT TO SECTION 204 OF EMINENT DOMAIN PROCEDURE LAW (CHANNING AND BARBARA REUSCHENBERG)

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the below public notice pursuant to Section 204 of the Eminent Domain Procedure Law.

**TOWN OF RIVERHEAD
PUBLIC NOTICE**

PLEASE TAKE NOTICE that a public hearing will be held on the 19th day of April, 1988, at 8:15 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, to hear all interested persons with regard to the condemnation by the Town of Riverhead through the Community Development Agency, pursuant to Section 204 of Eminent Domain Procedure Law, of property owned by Channing Reuschenberg and Barbara Reuschenberg located at 49-53 West Main Street, Riverhead, New York, SCTM #0600-128-3-63, for the purpose of rehabilitation.

and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to publish this resolution in five (5) consecutive issues of Newsday, a daily publication having general circulation in Suffolk County, and in two (2) consecutive issues of the Riverhead News-Review, a weekly, local paper having circulation throughout the Town of Riverhead.

Dated: Riverhead, New York
April 5, 1988.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

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

The resolution was thereupon duly declared adopted.

252 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS RE: THE INSTALLATION OF WATER IMPROVEMENTS IN THE SUBDIVISION KNOWN AS "SILVER LININGS"

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a notice to bidders for the installation of water improvements in the subdivision known as "Silver Linings" in the April 14, 1988 issue of The News Review.

BE IT FURTHER RESOLVED, that said Notice to Bidders shall be supplied to the Town Clerk by no later than Monday, April 11, 1988.

DATED: Riverhead, New York
April 5, 1988

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

The resolution was thereupon duly declared adopted.

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

TOWN OF RIVERHEAD

RESOLUTION # 253

RESOLUTION GRANTING CHANGE OF ZONE

APPLICATION OF AUGUSTA SCHNEIDER

WHEREAS, by a petition verified November 15, 1985 and amended January 5, 1987, Augusta Schneider and Myles A. Cane did apply to this Town Board, pursuant to Section 265 of the Town Law and Chapter 108 of the Code of the Town of Riverhead, to change the boundary line between the Office Service zone and the Residence C zone on certain property owned by them at the northwest corner of the intersection of County Road 58 and Northville Turnpike known as Suffolk County Tax Map No. 0600 084.00 01.00 014.000, requesting that 1.03 acres of said parcel be change from Office Service zone and included in the Residence C zone and further requesting that 1.73 acres be removed from the Residence C zone and included in the Office Service zone, and

WHEREAS, the Town Board has, by resolution dated June 17, 1986 declared itself "Lead Agency" for the purpose of requirements of the New York State Environmental Quality Review Act, and

WHEREAS, based upon a review of the Envirnomental Assessment Statement, the Town Board determined that the application was a Type I Action requiring an Environmental Impact Statement; and

WHEREAS, the petitioners did file with this Town Board a Draft Environmental Impact Statement which was accepted by this

Board by resolution and was the subject of a public hearing before this Board, and

WHEREAS, this Board did accept the Final Environmental Impact Statement on this action on October 20, 1987 and did approve the "Findings Statement" November 17, 1987, and

WHEREAS, the Planning Board did render its recommendation by resolution on February 18, 1988, and

WHEREAS, pursuant to public notice a public hearing was held before this Board on February 23, 1988 to hear all persons interested in the petition and said persons were heard, and

WHEREAS, the members of the Town Board individually and collectively have reviewed all matters, materials, testimony, etc. together with their personal knowledge of the site and surrounding properties in voting hereon.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does make the following findings:

FIRST: This change of zone is de minimis in that it constitutes a net change in zone classifications of seven-tenths (7/10s) of one acre.

SECOND: This change was suggested by the Conservation Advisory Council to accomodate the unique environmental characteristics of the southerly portion of this site.

THIRD: Without this change it is practically impossible to use the southerly portion of this site for the Office Service uses for which it is zoned.

FOURTH: The current demarcation line between the two use classifications on the site was established as a line set

northerly of County Road 58 and as such did not consider the specific physical characteristics of this site.

FIFTH: The granting of this change of zone will not adversely affect surrounding properties, is in harmony with the further provisions and intent of Chapter 108 of the Code of the Town of Riverhead and will promote the health, safety and welfare of this jurisdiction, and

BE IT FURTHER RESOLVED, that the change of zone petition of Augusta Schneider and Myles Cane be granted and approved as follows:

1. The real property property described in Exhibit "A" attached hereto is hereby zoned as Residence "C".

2. The real property described in Exhibit "B" attached hereto is hereby zoned as "Office/Service".

and, be it FURTHER

RESOLVED, that the Town Clerk is authorized to publish a copy of this resolution once in The News Review, and be it further

RESOLVED, that the Zoning Use District Map be and hereby shall be amended to reflect the above change, and be it further

RESOLVED, the Town Clerk is authorized to engage a copy of the New Zoning Use District Map incorporating the amendment heretofore adopted shall be posted on the sign board maintained by the Town Clerk and affidavits of posting thereof shall be filed with the Town Clerk's Office, and be it further

RESOLVED, that this amendment shall take effect ten (10) days after such publication and posting, and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Allen M. Smith, Esq., attorney for Augusta Schneider and Myles Cane.

(SEE comments regarding resolution #253 on page 181 of 1988 Minutes Book)

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

The resolution was thereupon duly declared adopted.

EXHIBIT "A"

All that tract, piece or parcel of land, with the buildings and improvements thereon, situate, lying and being at Riverhead, in the Town of Riverhead, Suffolk County, New York, being more particularly bounded and described as follows:

BEGINNING at a point on the southerly line of Middle Road where the same intersects the easterly line of lands of Helen McBurnie;

RUNNING THENCE in an easterly direction along the southerly line of Middle Road the following four courses and distances:

1. North $83^{\circ} 13' 45''$ East 75.9 feet;
2. South $77^{\circ} 47' 15''$ East 302.59 feet;
3. South $83^{\circ} 39' 25''$ East 840.09 feet, and
4. South $73^{\circ} 46' 15''$ East 329.3 feet to a concrete monument and the lands of Harold Fanning.

RUNNING THENCE in a southerly direction along the westerly line of said lands of Harold Fanning, South $21^{\circ} 36' 25''$ East 340.19 feet to a concrete monument, and continuing thence in a southerly direction along the westerly line of said lands of Harold Fanning South $19^{\circ} 24' 15''$ East 262.25 feet to a concrete monument and the westerly line of Northville Turnpike;

RUNNING THENCE in a southerly direction South $63^{\circ} 46' 54''$ West 1210.43 feet to a point and lands of Richard T. Carr.

and RUNNING THENCE in a northerly direction along the easterly line of lands of Richard T. Carr and Bruno & Margaret Rolle, and Helen McBurnie the following three courses and distances:

1. North $32^{\circ} 32'$ West 193.20 feet;
2. North $28^{\circ} 52' 55''$ West 1013.47 feet to a concrete monument;
3. North $10^{\circ} 52' 25''$ West 293.28 feet to a concrete monument and the southerly line of Middle Road and the point or place of BEGINNING.

EXHIBIT "B"

ALL that tract, piece or parcel of land, with the buildings and improvements thereon, situate, lying and being at Riverhead, in the Town of Riverhead, Suffolk County, New York, being more particularly bounded and described as follows:

BEGINNING at a point on the northerly line of County Road Route 58 where the same intersects the easterly line of lands of Richard T. Carr; and

RUNNING THENCE in a northerly direction along the easterly line of lands of Richard T. Carr the following four courses and distances:

1. North $18^{\circ} 56'$ East 4.86 feet;
2. North $8^{\circ} 16'$ East 187.19 feet;
3. North $45^{\circ} 47' 30''$ West 165.26 feet;
4. North $32^{\circ} 32'$ West 65.00 feet.

RUNNING THENCE in an easterly direction North $63^{\circ} 46' 54''$ East 1210.43 feet to a concrete monument and the westerly line of Northville Turnpike; and

RUNNING THENCE in a southerly direction along the westerly line of Northville Turnpike, South $21^{\circ} 09' 28''$ West 457.59 feet to a point; continuing thence in a southerly direction along the westerly line of Northville Turnpike, South $25^{\circ} 58' 39''$ West 272.20 feet to a point; running thence on a curve to the right along the westerly line of the said Northville Turnpike and the northerly line of said County Road No. 58, as the same merge, said curve having a radius of 444.85 feet, a distance of 508.81 feet to a point;

RUNNING THENCE in a westerly direction along the northerly line of said County Road No. 58, North $86^{\circ} 48'$ West 258.17 feet to the lands of Shubert and Demkin and the point or place of BEGINNING.

254 DECLARES TOWN BOARD AS LEAD AGENCY REGARDING APPLICATION
FOR SITE PLAN APPROVAL OF PARVIZ FARAHZAD (OFFICE BUILDING)

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

WHEREAS, an application for site plan approval, pursuant to Chapter 108 of the Code of the Town of Riverhead, has been submitted by Parviz Farahzad, P.O. Box 209, Stony Brook, NY 11790, for construction of a two-story retail and office building containing \pm 12,070 square feet, at premises located on the north side of West Main Street (New York State Route 25), approximately three hundred feet (300') west of Griffing Avenue, Riverhead, NY (Suffolk County Tax Map No. 600-128-03-35) prepared by Thomas J. Pirkl & Associates, Architects, 55 Higbie Lane, West Islip, NY 11795, and

WHEREAS, pursuant to the Code of the Town of Riverhead, the New York Environmental Conservation Law and Part 617 of the New York Code of Rules and Regulations, the applicant has filed a Short Environmental Assessment Form, prepared by Thomas J. Pirkl, and bearing the signature of same, and dated December 15, 1987, and

WHEREAS, the Environmental Quality Review Board has determined this to be an unlisted action which will not have a significant impact on the environment, and

WHEREAS, it is necessary to evaluate the proposed action and its potential impacts upon the environment, and this Board is the permitting authority, pursuant to Section 108 of the Code of the Town of Riverhead, for site plan applications; now, therefore, be it

RESOLVED, that the Town Board of the Town of Riverhead, pursuant to the applicable status, laws, and rules, does hereby designate itself as lead agency for the purpose of reviewing the environmental impacts in the application for site plan approval of Parviz Farahzad to construct a two-story retail and office building at premises located on the north side of West Main Street (New York State Route 25), approximately 300' west of Griffing Avenue, Riverhead, New York (Suffolk County Tax Map No. 0600-128-03-35), and be it further

RESOLVED, that this Town Board does direct that the appropriate notification of this designation be forwarded to the Riverhead Planning Department and to all other applicable jurisdictions, agencies, bodies, parties.

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

The resolution was thereupon duly declared adopted.

04/05/88

255 AUTHORIZES ATTENDANCE OF POLICE OFFICERS STEPHEN PALMER
AND RICHARD ZAK AT SEMINAR

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

WHEREAS, The Bureau of Prosecution, Division of Criminal Justice Services in Orangeburg, New York shall be sponsoring a seminar of Driving While Intoxicated for Prosecutors and Law Enforcement Officials, April 20 and 21, 1988, and

WHEREAS, it is the desire of Police Officers Stephen Palmer and Richard Zak to attend said seminar, and

WHEREAS, it is the recommendation of the Superiors of Police Officers Stephen Palmer and Richard Zak to attend said seminar,

NOW, THEREFORE, BE IT RESOLVED, that Police Officers Stephen Palmer and Richard Zak are hereby authorized to attend the Driving While Intoxicated Seminar for Prosecutors and Law Enforcement Officials to be held in Orangeburg, New York, April 20 and 21, 1988, and

BE IT FURTHER, that Police Officers Stephen Palmer and Richard Zak receive advance monies in the amount of \$300 for related expenses, said expenses to be fully receipted upon their return.

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

The resolution was thereupon duly declared adopted.

256 AUTHORIZE SUPERVISOR TO ENTER INTO CONTRACT WITH
RICHARD & EDGAR RIBEIRO FOR PURCHASE OF PROPERTY AT
PECONIC AVENUE WITH FEDERAL FUNDS

WHEREAS, it is the desire of the Town of Riverhead to acquire properties located at Peconic Avenue, Riverhead, more specifically described as S.C.T.M., No. 0600-128-3-71 and 0600-128-3-72, and

WHEREAS, the acquisition of said parcels is for the public purpose of the extension of parkland, and

WHEREAS, said acquisition is made possible through the use of community development monies.

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor be and is hereby authorized to enter into a contract of sale in the amount of \$165,000 with Richard & Edgar Ribeiro for the acquisition of the above described parcels.

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

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

The resolution was thereupon duly declared adopted.

257 APPROVES SITE PLAN OF BELINDA BENDER (H.B.H. HOME & AUTO)

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

WHEREAS, a site plan and elevations were submitted by Belinda Bender for the installation of a fence located at Port Jefferson Riverhead Road (S.R. 25A), Wading River; and

WHEREAS, the Planning Department has reviewed the site plan dated March 30, 1987, revised March 14, 1988, as prepared by Young & Young, Land Surveyors, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

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

NOW, THEREFORE, BE IT

RESOLVED, that the site plan submitted by Belinda Bender for the installation of a fence located at Port Jefferson Riverhead Road (S.R. 25A), Wading River, New York, dated March 30, 1987, revised March 14, 1988, as prepared by Young & Young, Land Surveyors, be and is 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 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 no signage, whether permanent or temporary, shall be displayed on the fence;

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 shall clear 20+ feet at the Northwest corner of the proposed fence to allow access for fire apparatus;

5. Landscaping to be accomplished in accordance with the landscaping plan which is approved by the Town Board.

6. That any and all landscaped and any 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;

7. That no storage of any heavy equipment shall be within the confines of the fence;

8. That a gate shall be installed in the fence and shall be subject to the approval of the Fire Marshal;

9. That the design of the fence shall be chain link with woven slats; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Joan Powers, as agent for Belinda Bender, the Riverhead Planning Department and the Riverhead Building Department.

Councilman Boschetti offered an amendment to resolution 257 which was seconded by Councilman Pike.

(See comments on page 257 of 1988 Minute Book)

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

The resolution was thereupon duly declared amended.

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

The resolution was thereupon duly declared adopted.

258

_____ APPROVES PODLAS CONSTRUCTION, INC. AS DRAIN LAYER

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

WHEREAS, by letter dated March 30, 1988, Podlas Construction, Inc., has requested to become a bonded drain layer pursuant to Chapter 88 of the Riverhead Town Code; and

WHEREAS, the Town Board of the Town of Riverhead has considered said application.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby grants to Podlas Construction, Inc., authority as a drain layer pursuant to Chapter 88 of the Riverhead Town Code; and be it further

RESOLVED, that said authority shall not take effect until such time as Podlas Construction, Inc., files with the Town Clerk of the Town of Riverhead a bond in an amount to be determined by the Town Board and insurance certificates; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Podlas Construction, Inc. and the Riverhead Sewer District.

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

The resolution was thereupon duly declared adopted.

259 AUTHORIZES EMERGENCY EXPENDITURE FOR LEASING OF
PAYLOADER FOR USE BY SANITATION DEPARTMENT

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

RESOLVED, that the Town Supervisor is authorized to pay H. O. Penn \$16,000 for the emergency rental of a payloader for use by the Sanitation Department.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Teddy Krukoski and Jack Hansen.

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

The resolution was thereupon duly declared adopted.

260 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO BIDDERS RE: THE INSTALLATION OF WATER IMPROVEMENTS IN THE SUBDIVISION KNOWN AS "RACQUET CLUB ON THE SOUND"

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

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post a notice to bidders for a no-cost water extension to the subdivision known as "Racquet Club on the Sound" in the April 14, 1988 issue of The News Review.

BE IT FURTHER RESOLVED, that said Notice to Bidders shall be supplied to the Town Clerk by no later than Monday, April 11, 1988.

DATED: Riverhead, New York
April 5, 1988

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

The resolution was thereupon duly declared adopted.

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

TOWN OF RIVERHEAD

RESOLUTION # 261

APPROVES SPECIAL PERMIT OF
AUGUSTA SCHNEIDER WITH CONDITIONS

WHEREAS, by an application verified April 30, 1986, Augusta Schneider did apply for a special permit for the construction of a 162 unit residential condominium on the northerly 32.7+ acres of a parcel of property located on the south side of Middle Road, west of Northville Turnpike, Riverhead, more specifically described in Exhibit "A" attached hereto, a part of Suffolk County Tax Map No.0600-84-1-14, and

WHEREAS, the Town Board has, by resolution dated June 17, 1986, declared itself "Lead Agency" for the purpose of requirements of the New York State Environmental Quality Review Act; and

WHEREAS, based upon a review of the Environmental Assessment Statement, the Town Board determined that the application was a Type I Action requiring an Environmental Impact Statement; and

WHEREAS, pursuant to public notice a hearing was held before this Town Board on August 5, 1986 to determine the scope of the draft environmental impact statement, and

WHEREAS, the applicant did file with this Town Board a Draft Environmental Impact Statement which was accepted by this Board by resolution and was the subject of a public hearing before this Board, and

WHEREAS, this Board did accept the Final Environmental Impact Statement on this action on October 20, 1987 and did approve the "Findings Statement" on November 17, 1987, and

WHEREAS, the Planning Board did render its recommendation for the Special Permit by resolution on February 18, 1988, and has recommended to the Riverhead Town Board that the special permit use be allowed, with the total yield not to exceed 162 units; the exact number of units to be determined upon the submission and approval of a detailed site plan and condominium map, and

WHEREAS, pursuant to public notice a public hearing was held before this Board on February 23, 1988 to hear all persons interested in the petition and said person were heard, and

WHEREAS, the members of the Town Board individually and collectively have reviewed all matters, materials, testimony, etc. together with their personal knowledge of the site and surrounding properties in voting hereon.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does make the following findings:

FINDINGS

FIRST: The site is properly zoned (Residence "C") for the proposed use.

SECOND: There is a need for the proposed reduced cost housing, which will be provided for in this development.

THIRD: The site is within the Riverhead Water District and the District has sufficient capacity to serve the proposed use.

FOURTH: The site is outside of the limits of the Riverhead Sewer District, however, the site can be practically and economically included within the Sewer District (at no capital cost to the District).

FIFTH: The site is within the "Riverhead Hamlet" which has been designated as the area in which housing of a higher density per acre is permitted.

SIXTH: The proposed use and attendant Office/Service use combines real property tax ratables such that the demands for school district services for the residential use are off-set by the real property tax revenues from the office/service use.

SEVENTH: The impacts on real property taxes for maintenance of interior roads and drainage is minimized by their remaining in private ownership.

EIGHTH: The site layout and design may result in the siting of the requested one hundred sixty-two units on site while preserving the wetlands thereon as open space.

NINETH: The propose use is consistent with the 1973 Master Plan and the Route 58 Corridor Study.

TENTH: The vehicular traffic anticipated by the proposed use can be accommodated by Middle Road.

ELEVENTH: The proposed use, site plan and layout is consistent with and will facilitate completion of the Town drainage plan for Middle Road from Roanoke Avenue onto the site.

TWELFTH: The proposed use of the site is preferred to permitted or potential residential subdivision uses of the site in terms of real property tax revenues vs. tax burdens and traffic. Each alternative or permitted use would generate more school children, more vehicular trips per day, more demands for highway maintenance and police services and less real property tax revenues.

THIRTEENTH: The proposed use is not located unreasonably near a church, school, theater, recreational area or other place of public assembly.

FOURTEENTH: The proposed use is well situated in that it is near the hospital, shopping and other necessary services.

FIFTEENTH: The proposed use is readily served by police, fire and ambulance services.

SIXTEENTH: The proposed residential use will not result in any type of environmental pollution such as noise, light, vibration, odors, etc.

SEVENTEENTH: There is a need in the Town for housing at prices which can be acquired by Riverhead residents of median incomes and the applicant has stipulated to meet some of this need by selling ten percent of the one hundred sixty-two units at her cost.

EIGHTEENTH: The exact design, site plan and layout of the proposed one hundred sixty-two units must be further defined consistent with the environmental constraints of the site by the Planning Board as part of the process outlined in Section 108-20 and the condominium map approval process.

NOW, THEREFORE, this Town Board does make the following determinations:

DETERMINATIONS

FIRST: The granting of the Special Permit and use will not prevent or substantially impair either the reasonable and orderly use or the reasonable and orderly development of other properties in the neighborhood.

SECOND: The hazards or disadvantages to the neighborhood from the location of such use at the property are outweighed by the advantage to be gained by the neighborhood and the Town.

THIRD: The health, safety, welfare, comfort, convenience and order of the Town will not be adversely affected by this special permit.

FOURTH: The special permitted use will be in harmony with and promote the general purposes and intent of Chapter 108.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the special permit application of Augusta Schneider to construct and use 162 units of residential condominiums together with amenities as generally shown on the site plan of Jerold L. Alexrod submitted at the public hearing on February 23, 1988 is granted subject to the following conditions:

1. The applicant shall submit detailed site plan as is required by Article XXVI and Section 108-20 of the Code of the Town of Riverhead.
2. That the applicant must demonstrate, through a detailed site plan, the ability to physically construct 162 units upon the property while maintaining the protection of those natural features identified as existing on the site by the final environmental impact statement.
3. This permit is subject to and conditional upon the inclusion of the applicant's property in the Riverhead Sewer District and connection to Riverhead Water District.
4. The special permitted use is limited to a maximum of 162 condominium units, tennis courts, etc. as presented by the applicant and depicted on the proposed site layout as the same may be modified.
5. The applicant shall cause such covenants as may be required to carry out the intent of this resolution and to comply with the further applicable provisions of the Riverhead Town Code to be

executed and recorded.

6. This approval is subject to approval by the Health Department of the County of Suffolk and subject to the preparation by the applicant of a condominium map in a form in accord with the regulations of the Suffolk County Planning Commission and Riverhead Town Planning Board and the approval upon recommendation of the Suffolk County Planning Commission by the Riverhead Planning Board, pursuant to Section 108-20 of the Code of the Town of Riverhead and other applicable laws rules, etc.

7. The applicant by acceptance of this special permit stipulates and agrees to offer for sale ten percent of the proposed one hundred sixty-two (162) units at her actual costs as further set forth herein. This offering shall be subject to the further approval of this Town Board as to the price of the offering. Preference shall be given to Riverhead residents, approved by the Riverhead Town Board and subject to regulations on resale as imposed by the Riverhead Town Board in the sale of these units. In the event that the total number of units permitted on this site is reduced from one hundred sixty-two (162) by reason of the further approvals and processing of this application, then the number of units to be offered at cost shall be reduced by the same number. The applicant's cost shall be determined by dividing the total number of units approved and shown on the filed condominium map into applicant's actual costs. Applicant's costs must be certified by her to the Town Board by a certified public accountant and shall be subject to audit by a certified public accountant selected by the Town Board. Applicant's costs shall include but not limited to:

- a. Engineering and Architectural fees;
- b. Legal fees;
- c. Accounting fees;
- d. Fees paid to the Town of Riverhead;
- e. Fees paid to the Riverhead Water District and Sewer District;
- f. Fees paid to SCDHS, NYSDEC and County of Suffolk;
- g. The cost of off site improvements including but not limited to sewer, water, electrical and cablevision improvements;
- h. New York State Capital Gains tax payments;
- i. Lender's commitment fees, legal expenses, points;
- j. Historic cost;
- k. Interest during construction;
- l. Real property taxes during construction;

- m. Attorney General fees and other fees attendant to the condominium filing;
 - n. The cost of land clearing (including dump fees, if necessary);
 - o. Surveyor's fees;
 - p. The cost of on site improvements, including but not limited to road drainage, underground wiring, ponds, amenities;
 - q. The cost of construction materials;
 - r. The cost of construction labor and supervision;
 - s. The cost of any other item generally allowable by lenders in Suffolk County as a reimbursable expense in the construction of similar types of housing in Suffolk County;
8. This permit is subject to an offer of dedication of a drainage easement as shown on a map prepared by Louis K. McLean Associates, P.C. last dated December, 1985.
9. This permit is subject to posting of bonds and/or the payment of any fees as required by the Riverhead Town Code upon Condominium Map approval,
10. The reduced cost units shall be integrated throughout the complex.
11. The applicant shall execute and cause to be recorded with the Suffolk County Clerk such restrictive covenants, running with the land, as required by the Town Board to carry out the intent of this resolution and to comply with the further applicable provisions of the Riverhead Town Code.

and, be it further

RESOLVED, that no units shall be sold, except upon a prospectus for a condominium offering as shall be previously authorized for distribution by the Attorney General of the State of New York, and be it further

RESOLVED, that the Town Clerk shall forward a certified copy of this resolution to Allen M. Smith, Esq., attorney for the applicants, the Planning Board and the Riverhead Building Department and that she further shall publish and post public notice of this resolution.

EXHIBIT "A"

All that tract, piece or parcel of land, with the buildings and improvements thereon, situate, lying and being at Riverhead, in the Town of Riverhead, Suffolk County, New York, being more particularly bounded and described as follows:

BEGINNING at a point on the southerly line of Middle Road where the same intersects the easterly line of lands of Helen McBurnie;

RUNNING THENCE in an easterly direction along the southerly line of Middle Road the following four courses and distances:

1. North 83° 13' 45" East 75.9 feet;
2. South 77° 47' 15" East 302.59 feet;
3. South 83° 39' 25" East 840.09 feet, and
4. South 73° 46' 15" East 329.3 feet to a concrete monument and the lands of Harold Fanning.

RUNNING THENCE in a southerly direction along the westerly line of said lands of Harold Fanning, South 21° 36' 25" East 340.19 feet to a concrete monument, and continuing thence in a southerly direction along the westerly line of said lands of Harold Fanning South 19° 24' 15" East 262.25 feet to a concrete monument and the westerly line of Northville Turnpike;

RUNNING THENCE in a southerly direction South 63° 46' 54" West 1210.43 feet to a point and lands of Richard T. Carr.

and RUNNING THENCE in a northerly direction along the easterly line of lands of Richard T. Carr and Bruno & Margaret Rolle, and Helen McBurnie the following three courses and distances:

1. North 32° 32' West 193.20 feet;
2. North 28° 52' 55" West 1013.47 feet to a concrete monument;
3. North 10° 52' 25" West 293.28 feet to a concrete monument and the southerly line of Middle Road and the point or place of BEGINNING.

The vote, Boschetti, no, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

(See statements regarding resolution #261 on page 182- 183 of 1988 Minute Book).

RESOLUTION NUMBER: 262 AUTHORIZES TOWN EXPENDITURES.

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

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

GENERAL TOWN

Abstract #4 Vouchers: 691-851 Totalling: \$557,938.27

HIGHWAY

Abstract #4 Vouchers: 88-123 Totalling: \$106,515.35

WATER

Abstract #4 Vouchers: 94-119 Totalling: \$ 41,645.08

SEWER

Abstract #4 Vouchers: 87-115 Totalling: \$ 19,400.17

STREET LIGHTING

Abstract #4 Vouchers: 42- 54 Totalling: \$ 39,177.54

PUBLIC PARKING

Abstract #4 Vouchers: 43- 45 Totalling: \$ 5,137.09

JOINT SCAVENGER WASTE

Abstract #4 Vouchers: 52a-66a Totalling: \$ 15,380.42

DISCRETIONARY

Abstract #4 Vouchers: 27- 32 Totalling: \$ 537.26

SHIPS

Abstract #4 Vouchers: 2- 3 Totalling: \$ 2,845.57

YOUTH SERVICES

Abstract #4 Vouchers: 15- 17 Totalling: \$ 2,078.95

CLUBS HELPING SENIORS

Abstract #4 Vouchers: 17- 24 Totalling: \$ 3,320.78

CLAIM SERVICE (SELF INS. FUND)

Abstract #4 Vouchers: 18- 19 Totalling: \$ 290.36

MUNICIPAL GARAGE

Abstract #4 Vouchers: 32- 34 Totalling: \$ 4,426.08

MUNICIPAL FUEL

Abstract #4 Voucher : 6 Totalling: \$ 5,389.44

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

The resolution was thereupon duly declared adopted.