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**TOWN OF HARRISON
VILLAGE OF HARRISON
ATTORNEY'S OFFICE**

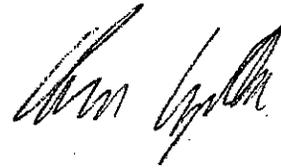
MEMORANDUM

TO: Ronald W. Belmont, Supervisor
Members of the Town Board

FROM: Christopher M. Cipolla, Deputy Village Attorney

DATE: January 22, 2014

RE: **Subdivision and Wetland Permit Application
for 79 Westerleigh Road, Purchase, NY 10577**



In connection with the above referenced matter, attached herewith please find the following documents:

- Letter dated January 15, 2014 from Seth Mandelbaum, Esq., of McCullough, Goldberger & Staudt, LLP, who is representing the Applicants;
- Easement Agreement; and
- Escrow Agreement.

As indicated in the attached letter from the Applicant's attorney, all conditions of the approvals have been satisfied.

I have reviewed the attached Agreements, deemed them to be in order, and accordingly recommend that the Town Board authorize the Supervisor to sign the Easement Agreement and Escrow Agreement.

CMC:ap

Attachments

cc: Michael A. Amodeo, Town Engineer
Tom Heaslip, Chairman, Planning Board

McCULLOUGH, GOLDBERGER & STAUDT, LLP

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EVANS V. BREWSTER (1920-2005)

January 15, 2014

BY HAND DELIVERY

Ms. Rosemarie Cusumano
Town of Harrison
1 Heineman Place
Harrison, New York 10528

Re: Subdivision and Wetland Permit Application
79 Westerleigh Road

RECEIVED
LAW DEPT.
TOWN-V.L.G. OF HARRISSON, NY
2014 JAN 22 A 3:40

Dear Roe:

This firm represents Paul S. Johnson and Lauren Johnson, the owners of the subject property, in connection with their subdivision and wetland permit applications for the above-referenced property. As you may recall, on July 24, 2012, this Board approved the Final Subdivision Plat Approval and Freshwater Wetland Permit Approval in connection with the two-lot subdivision of the property; and the Board has extended until January 22, 2014 the time in which to submit the plat for endorsement by the Chairman.

Enclosed please find the following documents which satisfy the conditions of the approvals:

- 1) Cashier's Check made payable to the Town of Harrison in the amount of \$36,590.40, for the recreation fee;
- 2) Cashier's Check made payable to the Town of Harrison in the amount of \$1,080.00, for the inspection fee;
- 3) Cashier's Check, made payable to the Town of Harrison in the amount of \$27,000, together with two (2) signed originals of an Escrow Agreement signed by the property owners, representing the required performance bond, as agreed to by Chris Cipolla of the Law Department;
- 4) Two (2) signed originals of the Easement Agreement and TP-584, signed by the property owners; and
- 5) Original subdivision plat, signed by the property owners and the Department of Health.

Now that the applicants have satisfied all of the conditions of the approvals, kindly have Planning Board Chairman Tom Heaslip sign the original subdivision plat where indicated. In addition, please have both originals of the Escrow Agreement signed by Supervisor/Mayor Ron Belmont where indicated; have both originals of the Easement Agreement signed by Supervisor/Mayor Ron Belmont where indicated in the presence of a Notary Public; have both copies of the TP-584 signed by Supervisor/Mayor Ron Belmont where indicated, and return one set of signed original documents to my office. We will then record the subdivision plat and Easement Agreement in the Westchester County Clerk's Office.

If you have any questions, please do not hesitate to contact our office.

Very truly yours,

A handwritten signature in black ink, appearing to read "Seth M. Mandelbaum", with a long horizontal flourish extending to the right.

Seth M. Mandelbaum

SMM:srw

cc: Pat Cleary, AICP
Michael Amodeo, P.E.
Chris Cipolla, Esq.
Paul & Lauren Johnson
Mr. Anthony DiPaolo
Teodoro Milone, P.E.