

E-3

July 26, 2013

VIA FEDEX

Supervisor / Mayor Ron Belmont
and Members of The Town/Village Board
Town of Harrison
1 Heineman Place
Harrison, New York 10528

Re: Formation of New Drainage District
Lincoln Lane, Purchase, New York

Dear Supervisor/ Mayor Belmont and Members of the Town/Village Board:

We represent various owners of properties along Lincoln Lane requesting a drainage district to alleviate current drainage problems impacting several properties along Lincoln Lane. Enclosed please find an original and ten copies of a petition ("Petition") with notarized signatures of 7 of the 10 homeowners of the proposed drainage district as provided in the attached map coordinated with the Town Engineering Department.

Lincoln Lane currently experiences destructive erosion and damaging storm water conditions due to the inadequacy of storm water drainage infrastructure along Lincoln Lane. This condition has existed for some time and it grows more troubling with each passing year. As you are aware the Board may act pursuant to a petition under Town Law Article 12 to establish special improvement districts for affected properties which would address such conditions with special assessments thereafter to the property owners within the district. The Petition acknowledges that there will be a special assessment against each of the properties in the district in connection with the design and construction of the proposed improvements. In advance of submitting this Petition we did meet and consult with Town Engineer Amodeo and Attorney Cipolla to discuss this initiative.

We respectfully request that this matter be placed on the next available Board agenda for purposes of adopting a resolution to establish a new drainage district and authorize the preparation of a plan to address the concerns noted above.

Should you or other officials have any questions regarding the foregoing or enclosed, please do not hesitate to contact me at (914) 761-1300. Thank you for your time and consideration in this matter.

Very Truly Yours,



Daniel M. Laub

Enclosures

cc: Christopher M. Cipolla, Esq.
Michael Amodeo P.E., CFM, Town Engineer
Petitioners
Ruth E. Roth, Esq.
Joseph P. Carlucci, Esq.

PETITION

July 26, 2013

Supervisor / Mayor Ron Belmont
and Members of The Town/Village Board
Town of Harrison
1 Heineman Place
Harrison, New York 10528

Re: Petition for Establishing a Drainage District for the Lincoln Lane Drainage Basin

Dear Supervisor/Mayor Belmont and Members of the Board:

We, the undersigned, are owners of real property along Lincoln Lane as depicted on the attached map as provided by the Town/Village of Harrison Engineering Department. The properties within said proposed special district are referenced on the tax map of the Town of Harrison as indicated below in the "List of Properties, Owners and Assessed Valuation" (collectively, the "Properties").

Current Condition

As the Board is aware, the area of the Properties routinely experiences erosion and damaging storm water conditions due to the inadequacy of storm water drainage infrastructure. This dangerous condition has existed for some time and has become significantly more apparent as time goes by. The condition is so severe that in time the road will become impassable due to the undermining of the bridge serving Lincoln Lane. This is becoming a hazardous and untenable situation for residents particularly as such conditions could soon inhibit emergency vehicles let alone "every day" access. As the owners of the Properties, this eroding condition presents us with perilous circumstances.

We respectfully submit that this condition, affecting these multiple Properties, is a threat to public health, safety and welfare. The time has come for the Town to construct such storm drainage improvements and related infrastructure as may be necessary to alleviate the threat to our families; improvements that we are unable to coordinate and make ourselves.

Request for Drainage District

We understand that the Town Board is authorized to act pursuant to Town Law Article 12 to establish a storm water drainage district for the affected Properties, and thereafter, improvements would be made at the expense of the owners of the Properties. We now request that you take all necessary actions to create a special drainage district including the design and construction of the necessary improvements. We acknowledge that there will be an assessment against each of the Properties in connection with such district and the related improvements.

List of Properties, Owners and Assessed Valuation

For your information, the following is a list of all the taxable real property of said proposed district, including the assessed valuation of such real property, as shown upon the latest completed assessment roll of the Town of Harrison:

	<u>Names and Addresses of Owners of Property in the Proposed Drainage District</u>	<u>Assessed Valuation of Property</u>
1.	1 Lincoln Lane Roy M. Goodman 1035 5th Avenue New York, NY 10028 B0651-L012	\$33,900
2.	11 Lincoln Lane Norman S. Matthews Joanne B. Matthews Purchase, NY 10577 B0651-L013	\$60,020
3.	19 Lincoln Lane Frank A. Barchella 27 Eldredge Street Port Chester, NY 10573 B0651-L34	\$104,000
4.	21 Lincoln Lane Wilma Kaye Howard Kaye 21 Lincoln Lane Purchase, NY 10577 B0651-L014	\$78,100
5.	31 Lincoln Lane Lincoln Lane LLC 31 Lincoln Lane Purchase, NY 10577 B0651-L015	\$103,200
6.	33 Lincoln Lane Philip Cohenca Gail Issow	\$60,800

- 33 Lincoln Lane
Purchase, NY 10577
B0651-L027
7. 35 Lincoln Lane \$85,000
Robert Gendelman
Stacey Gendelman
35 Lincoln Lane
Purchase, NY 10577
B0651-L28
8. 34 Lincoln Lane \$83,000
Jodi Freid
Richard Rosenstein
34 Lincoln Lane
Purchase, NY 10577
B0651-L17
9. 32 Lincoln Lane \$120,000
Sheryl Kaye
Purchase, NY 10577
B0651-L008
10. 20 Lincoln Lane \$65,000
Ikueikai Tanaka
Educational Corp.
Charles Shimojo
Purchase, NY 10577
B0651-L16

Conclusion

We respectfully request that this matter be taken up by the Town Board to establish the special drainage district as proposed and described and further that a public hearing thereon be held according to law. We look forward to the day when all of Lincoln Lane's residents are assured this deteriorating condition is addressed and the safety and security of owners and visitors is assured.

Thank you for your consideration and prompt attention to this matter.

Very Truly Yours,

(Notarized Signatures Attached)

SIGNATURES

1. 1 Lincoln Lane

B0651-L012

Roy M. Goodman

Notary _____

Commission Expires _____

2. 11 Lincoln Lane

B0651-L013

Norman S. Matthews

Joanne B. Matthews

Notary _____

Commission Expires _____

3. 19 Lincoln Lane

B0651-L34

Frank A. Barchella

Notary _____

Commission Expires _____

4. 21 Lincoln Lane

B0651-L014

Howard Kaye

Phyllis H. Levine
PHYLLIS H. LEVINE
NOTARY PUBLIC, State of New York
No. 4542998

Qualified in Westchester County
Commission Expires Dec. 31, 20 13

Wilma Kaye

Wilma Kaye

Notary *Phyllis H. Levine*

Commission Expires 12-31-13

PHYLLIS H. LEVINE
NOTARY PUBLIC, State of New York
No. 4842998
Qualified in Westchester County
Commission Expires Dec. 31, 2013

5. 31 Lincoln Lane

B0651-L015

Name: _____

Title: _____

for 31 Lincoln Lane/ Lincoln Lane LLC

Notary _____

Commission Expires _____

6. 33 Lincoln Lane

B0651-L027

Philip Cohenca

Gail Issow

Notary _____

Commission Expires _____

7. 35 Lincoln Lane

B0651-L28

Robert Gendelman

Stacey Gendelman

Wilma Kaye

Notary _____

Commission Expires _____

5. 31 Lincoln Lane
B0651-L015

Lincoln Lane LLC

Name: *By: [Signature]*
ERIC LANE

Title: *Eric Lane, sole member*
for 31 Lincoln Lane/ Lincoln Lane LLC

David S. Rothenberg
Notary Public, State of New York
No. 02R05040210
Qualified in New York County
My Commission Expires March, 06, 2015

Notary *[Signature]*
Commission Expires 3/6/2015

6. 33 Lincoln Lane
B0651-L027

Philip Cohenca

Gail Issow

Notary _____

Commission Expires _____

7. 35 Lincoln Lane
B0651-L28

Robert Gendelman

Stacey Gendelman

Wilma Kaye

Notary _____

Commission Expires _____

5. 31 Lincoln Lane

B0651-L015

Name: _____

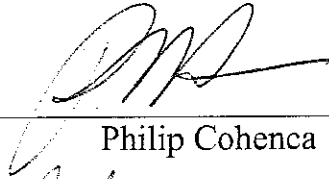
Title: _____
for 31 Lincoln Lane/ Lincoln Lane LLC

Notary _____

Commission Expires _____

6. 33 Lincoln Lane

B0651-L027


Philip Cohenca


Gail Issow

Notary _____

Commission Expires **DIANE L. FOBERT** *6/25/13*
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Sept. 2, 2014

7. 35 Lincoln Lane

B0651-L28

Robert Gendelman

Stacey Gendelman

Wilma Kaye

Notary _____

Commission Expires _____

5. 31 Lincoln Lane

B0651-L015

Name: _____

Title: _____
for 31 Lincoln Lane/ Lincoln Lane LLC

Notary _____

Commission Expires _____

6. 33 Lincoln Lane

B0651-L027

Philip Cohenca

Gail Issow

Notary _____

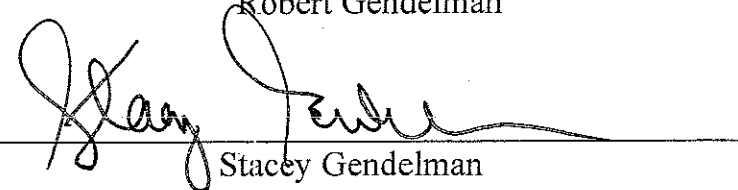
Commission Expires _____

7. 35 Lincoln Lane

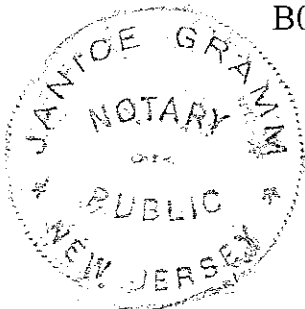
B0651-L28



Robert Gendelman



Stacey Gendelman



JANICE GRAMM

Notary Public of New Jersey

Commission Expires April 2, 2017

Lincoln Lane Petition

Page 6 of 6

Janice Gramm

Notary

Janice Gramm

Commission Expires

April 2, 2017

8. 34 Lincoln Lane

B0651-L17

Richard Rosenstein

Jodi Freid

Notary

Commission Expires

9. 32 Lincoln Lane

B0651-L008

Sheryl Kaye

Notary

Commission Expires

10. 20 Lincoln Lane

B0651-L16

Ikueikai Tanaka Educational Corp.

Charles Shimojo

Notary

Commission Expires

Notary _____

Commission Expires _____

8. 34 Lincoln Lane
B0651-L17

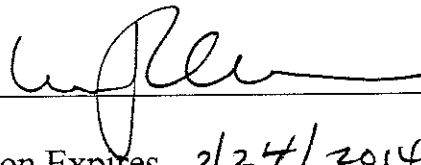


Richard Rosenstein

Jodi Freid

MITCHELL J. NELSON
Notary Public, State of New York
No. 02NE4854791
Qualified in New York County
Commission Expires February 24, 2014
14

Notary _____



Commission Expires 2/24/2014

9. 32 Lincoln Lane
B0651-L008

Sheryl Kaye

Notary _____

Commission Expires _____

10. 20 Lincoln Lane
B0651-L16

Ikueikai Tanaka Educational Corp.

Charles Shimojo

Notary _____

Commission Expires _____

Notary _____

Commission Expires _____

8. 34 Lincoln Lane

B0651-L17

Richard Rosenstein

Jodi Freid
Jodi Freid

Giuseppe D. Nobile
Notary Public, State of New York
NO. 01N06094608
Qualified in Westchester County
Commission Expires June 23, 2015
7/17/2013

Notary _____

Commission Expires JUNE 23 2015

9. 32 Lincoln Lane

B0651-L008

Sheryl Kaye

Notary _____

Commission Expires _____

10. 20 Lincoln Lane

B0651-L16

Ikueikai Tanaka Educational Corp.

Charles Shimojo

Notary _____

Commission Expires _____

Notary _____

Commission Expires _____

8. 34 Lincoln Lane

B0651-L17

Richard Rosenstein


Jodi Freid

Notary _____

Commission Expires _____

9. 32 Lincoln Lane

B0651-L008


Sheryl Kaye

Notary 

JOY McMILLAN
Notary Public, State of New York
No. 01MC6084442
Qualified in Queens County
Certificate Filed in New York County
My Commission Expires 12/21/14

Commission Expires _____

10. 20 Lincoln Lane

B0651-L16

Ikueikai Tanaka Educational Corp.

Charles Shimojo

Notary _____

Commission Expires _____

Notary _____

Commission Expires _____

8. 34 Lincoln Lane

B0651-L17

Richard Rosenstein

Jodi Freid

Notary _____

Commission Expires _____

9. 32 Lincoln Lane

B0651-L008

Sheryl Kaye

Notary _____

Commission Expires _____

10. 20 Lincoln Lane

B0651-L16

Ikueikai Tanaka Educational Corp.



~~Charles Shimojo~~

Takeshi Ueshima

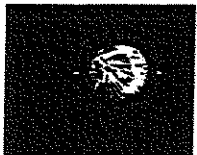
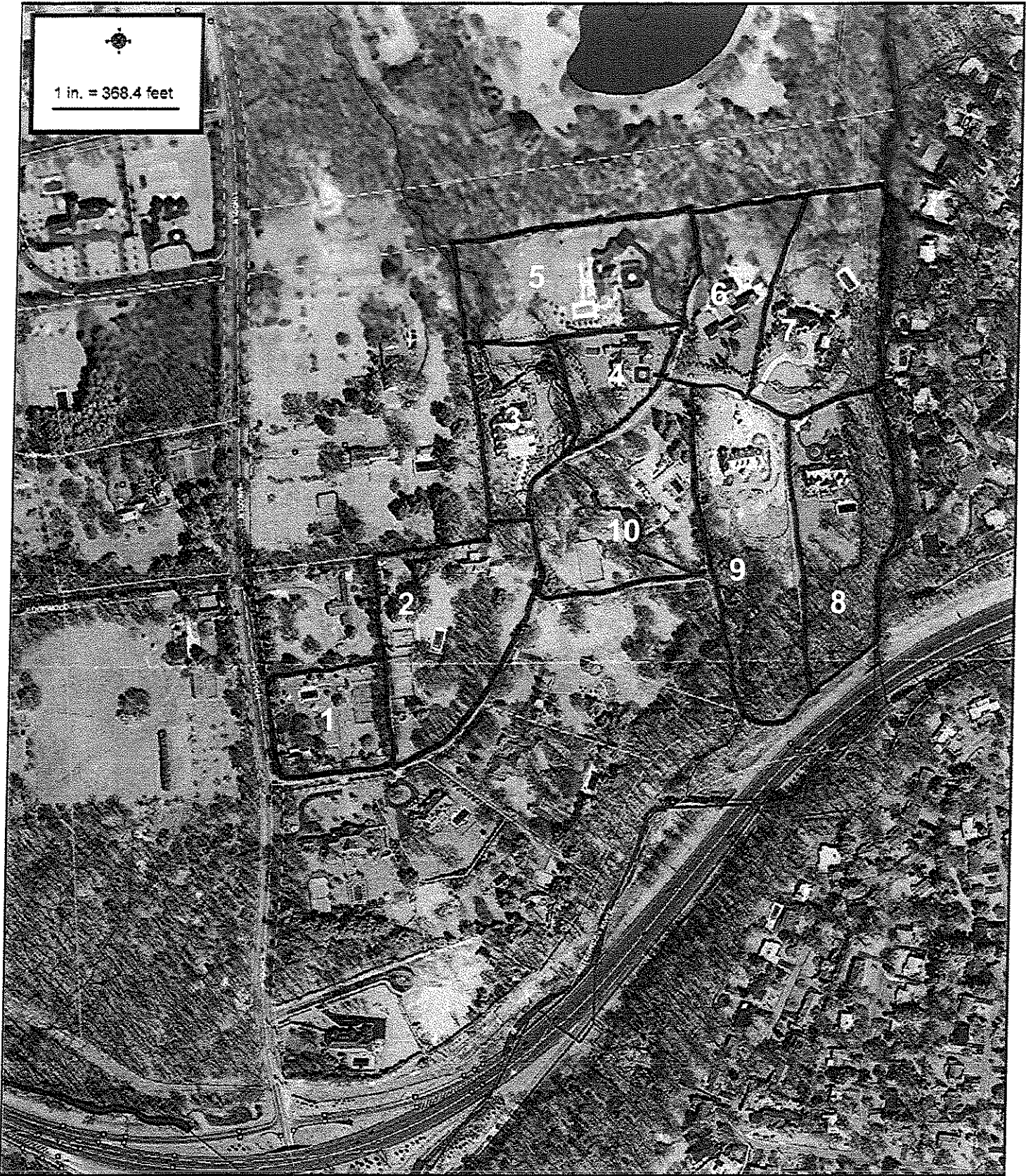
Notary Nancy C. Novotny

Commission Expires 4/19/2015

NANCY C. NOVOTNY
Notary Public, State of New York
No. 01NO6023404
Qualified in Suffolk County
Certificate Filed in New York County
Commission Expires April 19, 2015



1 in. = 368.4 feet



Aerial Map of Lincoln Lane, Purchase, NY.

Aerial map and red outlines provided by Town of Harrison Engineering Department. Numbers provided to correspond with attached tax parcel information available through Town of Harrison Tax Assessor and Westchester County GIS.



Lincoln Lane Improvement District
List of Affected Properties as per Consultation with
Town of Harrison Engineering Department.

1. 1 Lincoln Lane
Roy M. Goodman
1035 5th Avenue
New York, NY 10028
B651-L012
2. 11 Lincoln Lane
Norman S. Matthews
Purchase, NY 10577
B651-L013
3. 19 Lincoln Lane
Frank A. Barchella
27 Eldredge Street
Port Chester, NY 10573
B651-L34
4. 21 Lincoln Lane
Wilma Kaye
21 Lincoln Lane
Purchase, NY 10577
B651-L014
5. 31 Lincoln Lane
Lincoln Lane LLC
31 Lincoln Lane
Purchase, NY 10577
B0651-L015
6. 33 Lincoln Lane
Philip Cohenca
33 Lincoln Lane
Purchase, NY 10577
B651-L027
7. 35 Lincoln Lane
Robert Gendelman
35 Lincoln Lane
Purchase, NY 10577
B0651-L28

8. 34 Lincoln Lane
Richard Rosenstein
Jodi Freid
34 Lincoln Lane
Purchase, NY 10577
B0651-L17
9. 32 Lincoln Lane
Charles Kaye
Purchase, NY 10577
B651-L008
10. 20 Lincoln Lane
Ikueikai Tanaka
Educational Corp.
Takeshi Ueshima
Purchase, NY 10577
B651-L16