

**CITY OF RYE  
MEMORANDUM**

TO: Honorable Mayor and Council Members

FROM: Scott D. Pickup, City Manager

SUBJECT: Enclosures - Council Packet

DATE: July 02, 2010

Enclosed with this memorandum are the following items:

- 7-1 Litigation Update from the Corporation Counsel dated July 2, 2010.
- 7-2 Meeting notice for the week of July 6, 2010 is available on the City website [www.ryeny.gov](http://www.ryeny.gov) under Calendar.

SDP/emm  
Encs.

**CITY OF RYE  
MEMORANDUM**

TO: Honorable Mayor and Rye City Council  
FROM: Kristen K. Wilson, Interim Corporation Counsel  
SUBJECT: Litigation Update  
DATE: July 2, 2010

**LITIGATION**

**ROBERT and RITA SCHUBERT v. THE PLANNING COMMISSION OF THE CITY OF RYE, THE PLANNING COMMISSIONER OF THE CITY OF RYE, THE BUILDING INSPECTOR OF THE CITY OF RYE, THE CITY ENGINEER OF THE CITY OF RYE**

The City has been served with a Petition under Article 78 of the CPLR seeking an Order compelling the City Respondents to perform the mandatory and ministerial act of processing the Petitioners' application and investigating Petitioners' complaints in accordance with the non-discretionary requirements of the City Code.

**OSBORN v. CITY OF RYE**

No new developments.

**BEAVER SWAMP BROOK – (DEC Administrative proceeding)**

No new developments.

**151 PURCHASE STREET ASSOCIATES v. CITY OF RYE, ET AL.**

No new developments.

**SCHUBERT v. CITY OF RYE, ET AL.**

No new developments.

**R.B. CONWAY v. CITY OF RYE**

No new developments.

**DELLI PAOLI v. ZONING BOARD OF APPEALS**

No new developments.

**SHEW v. CITY OF RYE**

No new developments.

**MOLLOY v. PLANNING COMMISSION**

No new developments.

**TOWNSEND v. BOARD OF APPEALS**

No new developments.

PANETTA v. PLANNING COMMISSION

No new developments.

HEAL the HARBOR v. CITY OF RYE

No new developments.

CITY COURT

Routine calendar with no unusual dispositions.

Respectfully submitted,

*Kristen K. Wilson*

Kristen K. Wilson  
Interim Corporation Counsel

KKW/dfn