

**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Council Members

FROM: Scott D. Pickup, City Manager

SUBJECT: Enclosures - Council Packet

DATE: June 3, 2011

Enclosed with this memorandum are the following items:

- 6-1 Notice regarding a Rye Town Park Commission Meeting to be held on Tuesday, June 21, 2011 at 6:00 p.m. in the Community Room at the Rye Neck High School in Mamaroneck.
- 6-2 Legal Department Update from the Corporation Counsel dated June 3, 2011.
- 6-3 Meeting notice for the week of June 6, 2011 is available on the City website www.ryeny.gov under Calendar.



*Rye Town Park
95 Dearborn Ave.
Rye, NY 10580
914 967-0965*

RYE TOWN PARK COMMISSION **MEETING NOTICE**

Commission Members

Joseph Carvin-President
Douglas French, Mayor-City of Rye
Dennis Pilla, Mayor-Village of Port Chester
Joan Feinstein, Mayor-Village of Rye Brook
Benedict Salanitro, Commissioner
Joseph Sack, Commissioner

PLEASE NOTE CHANGE IN VENUE

DATE & TIME: Tuesday, 6/21/2011@ 6:00PM

PLACE: COMMUNITY ROOM
RYE NECK HIGH SCHOOL LIBRARY
300 HORNIDGE ROAD
MAMARONECK, NEW YORK 10543

Tentative Agenda:

- 1. Roll Call**
- 2. Pledge of Allegiance**
- 3. Comments from the Public**
- 4. Park Manager's Report**
- 5. Dog Policy**
- 6. Non-Profit use policy**
- 7. Correspondence**

**CITY OF RYE
MEMORANDUM**

TO: Honorable Mayor and Rye City Council
FROM: Kristen K. Wilson, Corporation Counsel
SUBJECT: Litigation Update
DATE: June 3, 2011

LITIGATION

BEAVER SWAMP BROOK – (DEC Administrative proceeding)

ALJ O'Connell issued a "Briefing Schedule" dated May 6, 2011 in response to the comments submitted in April 2011 on the draft permit. All "Intervening Parties" have until June 8, 2011 to submit additional written arguments concerning the adequacy of the negative declaration. The DEC and the applicant will have until July 1 to submit any reply.

SCHUBERT v. CITY OF RYE, ET AL.

Plaintiffs/appellants filed the Civil Appeal Pre-Argument Statement. A CAMP conference is also calendared with staff counsel of the Second Circuit for June 8, 2011 at 11:30 a.m.

R.B. CONWAY v. CITY OF RYE

The trial has been calendared for September 2011.

DELLI PAOLI v. ZONING BOARD OF APPEALS

The Board of Appeals reaffirmed the Board of Architectural Review's decision to deny the application.

SHEW v. CITY OF RYE

This matter is now fully submitted in Supreme Court, Westchester County.

MOLLOY v. PLANNING COMMISSION

Petitioner's Appellants appeal is still pending.

PANETTA v. PLANNING COMMISSION

This matter is now fully submitted in Supreme Court, Westchester County.

MUNDINGER v. PLANNING COMMISSION, et al.

On May 13, 2011, the Planning Commission served the Certified Record of Proceedings. The Planning Commission's answer and any other supporting affidavits were served on June 3, 2011. Oral argument has been calendared for June 13, 2011.

CITY COURT

Routine calendar with no unusual dispositions.

Respectfully submitted,

A handwritten signature in black ink that reads "Kristen K. Wilson". The signature is written in a cursive, flowing style.

Kristen K. Wilson
Corporation Counsel

KKW/dfn