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September 9, 2019

Via Federal Express and
Email: willowseqr@nassaucountyny.gov

John Perrakis, Planner II
Nassau County Department of Public Works - Planning Commission
1194 Prospect Avenue
Westbury, New York, 11590

RE: Proposed Willow View Estates Subdivision

Dear Mr. Perrakis:

This letter is a follow-up to my letter to you of August 27, 2019. I have not received a direct response from you, but have heard (indirectly from a member of the Civic Association who repeated a statement made by Mr. Bessin of the Nassau Herald as having been made by a member of the Planning Commission and from a recent Nassau Herald article) that you are considering whether proper notice was given to residents with respect to SEQRA.

Leaving aside the *ad hominem* attack and glaring factual error in the developers' statements quoted in the Nassau Herald article, I again request that the Planning Commission responsibly fulfill its mandate and abide by the law. I am asking that you specifically consider and address the following two relevant sections of 6 CRR-NY.

Section 617.3(d) General Rules: “**The lead agency will make every reasonable effort to involve** project sponsors, other agencies and **the public in the SEQR process**. Early consultations initiated by agencies can serve to narrow issues of significance and to identify areas of controversy relating to environmental issues, thereby focusing on the impacts and alternatives requiring in-depth analysis in an EIS.” (emphasis added)

Section 6.17.8(d) Scoping: “**Scoping must include an opportunity for public participation**. The lead agency may either provide a period of time for the public to review and provide written comments on a draft scope or provide for public input through the use of meetings, exchanges of written material, or other means.” (emphasis added)

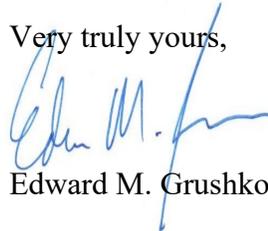
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Dissemination of misleading and factually materially incorrect maps that overtly misinform and confuse the public about the parameters of the plan and applicable zoning rules and regulations which actually affect the size and impact of the development are in no way compliant with reasonable efforts to involve the public in mandatory scoping and negates public participation. The Planning Commission has reasonable discretion as to the material to be distributed to the public for comment as part of the SEQRA process. The Planning Commission does not have discretion to disseminate inaccurate information about material aspects of the proposal which effectively deprives the public of meaningful participation. Zoning information included in the proposal which relies on incorrect village boundaries is overtly misleading.

The Planning Commission has the opportunity to reasonably cure the impact of the misinformation which likely originated with the developers; and should take the further opportunity to verify the accuracy of all information it is passing on to the public that originated with the developers.

Kindly respond to this letter directly to me.

Very truly yours,

A handwritten signature in blue ink, appearing to read "Ed M. Grushko", is written over the typed name.

Edward M. Grushko

EMG:al

cc: Howard J. Kopel (via email: hkopel@nassaucountyny.gov)
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