



FORCHELLI  
DEEGAN  
TERRANA

WILLIAM F. BONESSO  
PARTNER  
DIRECT DIAL: (516) 812-6208  
FACSIMILE: (866) 522-0376  
WBONESSO@FORCHELLILAW.COM

September 26, 2019

**BY HAND**

Department of Buildings  
Inc. Village of Lynbrook  
1 Columbus Drive  
Lynbrook, New York 11563

Att: Brian Stanton, Superintendent

**Re: Application of Terwilliger & Bartone Properties, LLC to the Board of Appeals of the Village of Lynbrook for Variance Relief to allow the redevelopment of premises known as 5 Freer Street within the Village with a new multi-family residential apartment building within the Commercial Zoning District**

Dear Mr. Stanton:

My firm and I represent Terwilliger & Bartone Properties, LLC in connection with the above-referenced premises and application. In accordance with the instructions for a variance application promulgated by the Village, enclosed please find the following application documents:

1. Original and eleven (11) copies of a completed Board of Appeals Application form, executed by Anthony Bartone, of the applicant Terwilliger & Bartone Properties, LLC, and verified by Anthony Bartone. Also included is an Affidavit of Owner executed by Eric Dellutri, counsel for the property owner pursuant to a power of attorney, a copy of which was previously submitted to the Village with the Board of Trustees special use permit application. Also included in the application paperwork is the Applicant Disclosure Statement executed by Anthony Bartone, on behalf of Terwilliger & Bartone Properties, LLC;
2. Twelve (12) copies of the Denial Letter issued by the Department of Buildings, dated September 19, 2019;

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3. Original and eleven (11) copies of a Full Environmental Assessment Form executed by Matthew K. Aylward, P.E. of R&M Engineering, dated September 13, 2019;
4. Twelve (12) copies of a survey of the subject premises;
5. Twelve (12) sets of photographs showing the four corners of the premises;
6. Twelve (12) lists of names and addresses of owners of all lands within a 200' radius of the boundary lines of the subject property and of any town, city or village boundary lines within 500' of the subject property;
7. Twelve (12) 200'/500' signed and sealed radius maps for the subject property prepared by R&M Engineering; and
8. Twelve (12) signed and sealed sets of plans containing the Alignment Plan, Floor Plans, and Elevations for the proposed apartment development.

Enclosed please also find a check, payable to the *Village of Lynbrook*, in the amount of \$750.00 covering the application fee for the Board of Appeals application.

With this submission, it is respectfully requested that this application be referred to the Board of Appeals for it to schedule a public hearing to consider the variance applications before it at the Board of Appeals meeting presently scheduled for October 24, 2019. It is further requested that a referral package pertaining to the application be forwarded to the attention of the Nassau County Planning Commission for its review and recommendation pursuant to the requirements of §239-m of the General Municipal Law. Please advise if any additional materials or information is desired by your office in furtherance of setting the hearing date.

Thank you for your prompt attention to this application submission and the request to schedule a hearing. Please do not hesitate to contact me should you wish to discuss any aspect of our request.

Very truly yours,

FORCHELLI DEEGAN TERRANA LLP

By: \_\_\_\_\_  
WILLIAM F. BONESSO

WFB/ka  
Enclosures

**TERWILLIGER BARTONE PROP. LLC**  
**ANTHONY MICHAEL BARTONE**  
**J. RONALD TERWILLIGER**  
1 OSPREY LN.  
KEY LARGO, FL 33037-5303

483  
62-15/311  
150

Sept. 23, 2019  
Date

Pay to the Order of Village of Lynbrook \$ 750.<sup>00</sup>

The sum of 750 and 00/100 Dollars



The Bank of New York Mellon  
1 Wall Street  
New York, NY 10286

Schwab One®

For BZA Application

*[Handwritten Signature]*  
MP

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