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August 13, 2025

Wesley Hills Zoning Board of Appeals 432 Route 306 Wesley Hills, NY 10952 Att: Alicia Schultz

Re: IJJ, LLC – (Ira Wickes/Arborist)

## Dear Members:

We represent the applicant in the above matter, which is scheduled for tonight. In preparing for the meeting, I noted that, while mailings went out at least ten days prior to the meeting, posters were not put up until August 5, six days prior.

The Zoning Code provides:

Notice of hearing. Notice of hearing shall be published in the official newspaper at least 10 days prior to the date of such hearing. Notice shall also be sent 10 days prior to the date of such hearing to all property owners within 750 feet of the perimeter of the property, in the same manner as is required for zoning amendments changing the district classification of land, as set forth in § 230-78 of this chapter. The applicant shall cause signs to be posted on such property on each street frontage indicating the date and purpose of such hearing. The costs of all such notice shall be paid by the applicant.

§ 230-41.D

The Code is clear that publication and mailing must occur ten days prior to the hearing, but is silent as to the time for posting. However, I am aware that the instructions given to applicants state that posting must occur ten days before the hearing, and that the practice of the Board is to require such timing.

Given the foregoing, we wish to avoid any question regarding the posting of the public hearing notices. Therefore, we ask that the public hearing be adjourned to the Board's September 2025 meeting.

Very truly yours,

EMANUEL LAW, PC

Ira M. Emanuel

Cc: Client