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November 4, 2021

Via Electronic Mail

Office of the City Clerk
141 Worth Street
New York, New York 10013

Attention: Michael McSweeney, City Clerk

Re: Protests Pursuant to Section 200 of the City Charter against City Planning Commission Resolutions C 210351 ZMM, C 210353 ZSM and N 210352 ZRM

Dear Mr. McSweeney:

On October 21, 2021, this office caused seven (7) protests to be presented to the City Clerk pursuant to §200 subd. (a)(3) of the New York City Charter against City Planning Commission Resolutions C 210351 ZMM, C 210353 ZSM and N 210352 ZRM. Of the seven (7) protests that, four (4) protests were presented to the City Clerk on behalf of 301 East 66th Street Condominium Corp. ("**Condominium**") as follows:

1. Protest pursuant to §200 subd. (a)(3)(1) of the New York City Charter against City Planning Commission Resolution C 210351 ZMM,
2. Protest pursuant to §200 subd. (a)(3)(2) of the New York City Charter against City Planning Commission Resolution C 210351 ZMM,
3. Protest pursuant to §200 subd. (a)(3)(2) of the New York City Charter against City Planning Commission Resolution C 210353 ZSM, and
4. Protest pursuant to §200 subd. (a)(3)(2) of the New York City Charter against City Planning Commission Resolution N 210352 ZRM.

The remaining protests presented to the City Clerk on October 21, 2021 were on behalf of 333 East 66th Street Corp. ("**Cooperative**") and are as follows:

1. Protest pursuant to §200 subd. (a)(3)(2) of the New York City Charter against City Planning Commission Resolution C 210351 ZMM,



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2. Protest pursuant to §200 subd. (a)(3)(2) of the New York City Charter against City Planning Commission Resolution C 210353 ZSM, and
3. Protest pursuant to §200 subd. (a)(3)(2) of the New York City Charter against City Planning Commission Resolution N 210352 ZRM.

By letter dated November 3, you acknowledged receipt of "...your protest pursuant to Section 200 of the City Charter against City Planning Commission Resolution N 210352 ZRM..." and requested that this office provide you with "...documentation sufficient to establish that the condominium board or cooperative association was authorized to submit the protest on behalf of the unit owners or shareholders..." No mention was made as to the remaining five protests referenced above.

In response to your letter, attached please find (a) on behalf of the Condominium, the Secretary's Certificate of Resolution with respect to the Special Board of Managers Meeting, the Secretary's Certificate of Resolution with respect to the Special Unit Owners Meeting, the Condominium's By-Laws and Amended Declaration and, (b) on behalf of the Cooperative, the Secretary's Certificate of Resolution with respect to the Special Board of Directors Meeting and the Cooperative's By-Laws. These documents are being transmitted to you via electronic mail, instead of personal delivery pursuant to my telephone conversation with and authorization by Patrick

It is unclear to the undersigned whether your reference only to protests against City Planning Commission Resolution N 210352 ZRM and not to the protests against City Planning Commission Resolutions C 210353 ZSM and/or C 210351 ZMM was inadvertent or intentional. Please confirm the City's intention with respect to the remaining five (5) protests failed against City Planning Commission Resolutions C 210353 ZSM and/or C 210351 ZMM. In the event that the City intends to challenge these protests or assert that §200 subd. (a)(3) of the New York City Charter City is not applicable to Resolutions 210353 ZSM and/or C 210351 ZMM, we request that you promptly advise this office as to the legal basis for same. Should the City elect to reject, ignore or otherwise challenge any of the remaining five (5) protests, we are also prepared to take any and all appropriate legal action to protect the rights of our clients including, but not limited to the commencement of an action/proceeding for injunctive, declaratory relief or other relief which may be warranted.

Thank you in advance for your prompt response to this letter.

Very truly yours,

Marc S. Bresky

Marc S. Bresky

MSB/meob

cc: Board of Managers of 301 East 66th Street Condominium Corp.
Board of Directors of 301 East 66th Street Corp.