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**Rapp Road Costco**

1 message

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**Jack Delehanty** <jack.delehanty48@gmail.com>  
To: "kovalchikk@togny.org" <kovalchikk@togny.org>

Mon, May 18, 2020 at 10:19 AM

Sir: At the outset, I must state that my family is a member of Costco and we have enjoyed the value which this company provides to everyday consumers and families like mine all over the country, including Hawaii. We travel out-of-state to Colchester VT to shop in our "local" store. In fact, our membership in the Costco Family saved me about \$4.000 in the purchase of my last motor vehicle. All that being said, I nonetheless write to you urging the Town of Guilderland to stand aside as lead agency in the upcoming SEQRA proceedings concerning this multi-use application out by Crossgates.

I am a retired attorney with land use control regulatory experience dating back to the 1970's. What the Town has done by allowing or in the least, by not promptly intervening in the substantial commencement of this project when the proponent contractor began site preparation by clearing the site is not just wrong...it was unlawful. If such occurred with your knowledge, the Supreme Court will most certainly say so in the pending actions relative to the matter and (among other sanctions) remove the Town as the lead agency in the pending SEQRA process. And rightfully so, as you and the Town have used or abused your local power to facilitate the project without due process during a time of world-wide crisis our Nation has not escaped. Such abuse of power is shameful, albeit now commonplace in our national political arena. Your taxpayers deserve better.

Again, I urge the Town to do the right thing and withdraw as the lead agency in the SEQRA review and to do it now. By doing so you will save your taxpayers needless thousands of dollars in defending lawsuits which you will not win and which will only impede the project. Standing aside now may also partially restore in your voting public a sense of confidence in our rule of law being observed by your elected and appointed officials. Confidence in our public servants following the law is something our country at large needs today more than ever. All politics are local someone once said. Show the people and the courts you have not been corrupted as so many others have been by the power of governance voters have entrusted in those who appointed you.

Please advocate for the foregoing with your Town Board and include this correspondence as part of the record of proceedings concerning this project.

Sincerely,      John David Delehanty, Esq  
                                 Tupper Lake, NY

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