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December 4, 2013

Sasha Yerkovich, Acting Planning Board Chairperson
Town of Hamburg Planning Board
6100 South Park Avenue
Hamburg, New York 14075

Re: Sherwood Meadows Residential Project
Application for Site Plan Approval
Applicant: DATO Development LLC c/o David Burke
File No. 4210.1

Dear Chairman Reszka and Members of the Planning Board:

This letter and the enclosed supporting documentation is being submitted by DATO Development, LLC ("Project Sponsor") in connection with its proposed development of the approximately twenty five acre Project Site, which includes vacant land to be purchased from Hopevale Inc. for the purpose of providing an additional means of vehicular access to the Project Site.

The Project Sponsor entered into a contract to purchase a portion of the Hopevale parcel at 3800 Howard Road shortly before the Planning Board meeting held on October 16th based on input received from the Planning Board and residents who opposed the previous project layout based on concerns regarding alleged community character impacts resulting from motorists being required to utilize Heatherwood Drive to access the Project Site.

The documentation being submitted on behalf of the Project Sponsor in connection with the updated project consists of the following:

1. Updated Site Plan for Sherwood Meadows Apartments prepared by Nussbaumer & Clarke, Inc.;

2. Amended Part 1 of the Long Environmental Assessment Form;

3. Updated Traffic Impact Study prepared by Nussbaumer & Clarke, Inc.; and

4. Preliminary Engineer's Report prepared by Nussbaumer & Clarke, Inc.

The updated project as depicted on the current Site Plan consists of 224 attached residential units along with 3 single family homes along Howard Road and the updated layout requires site plan approval from the Planning Board. The Project Sponsor acknowledges the need for the Planning Board to once again seek lead agency status pursuant to SEQRA and to hold another public hearing in connection with its review of the updated Site Plan.

The Project Sponsor is requesting that the Planning Board authorize the issuance of a lead agency solicitation letter for the currently proposed project so that involved agencies can be provided with thirty days as required by SEQRA to comment on the Planning Board's request to act as the designated lead agency. The Project Sponsor is also requesting that the Planning Board schedule a public hearing on the request for site plan approval during its meeting to be held on Wednesday, January 8th.

Please feel free to contact me at 510-4338 or via e-mail at shopkins@hopkinssorgi.com if you have any questions regarding this letter, the enclosed documentation or the status of the proposed project.

Thank you very much for your continued cooperation.

Sincerely,

HOPKINS & SORGI PLLC

Sean W. Hopkins, Esq.

Enc.
cc: David Bellissimo, Planning Board
August Geraci, Planning Board
Stephen McCabe, Planning Board
Daniel O'Connell, Planning Board
Doug Schawel, Planning Board
Andrew Reilly, AICP, Planning Consultant
Sarah desJarsdins, Planning Consultant
Richard Lardo, Principal Engineer, Engineering Department
David Burke, DATO Development LLC
Andrew H. Gow, PLS, Manager of Land Development, Nussbaumer & Clarke, Inc.