

To commence the statutory time period for appeals as of right [CPLR 5513(a)], you are advised to serve a copy of this order, with notice of entry upon all parties.

**FILED
AND
ENTERED**
ON 12/24 2009
WESTCHESTER
COUNTY CLERK

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF WESTCHESTER: ENVIRONMENTAL CLAIMS PART

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In the Matter of the Application of

MAMARONECK BEACH & YACHT CLUB, INC
AND MAMARONECK BEACH & YACHT CLUB,
LLC,

SHORT FORM ORDER
Index No. 5942/08
Motion Date: Dec. 23, 2009

Petitioners,
For a Judgment Pursuant to Article 78 of the Civil
Practice Law & Rules

-against-

ROBERT GALVIN, STEWART E. STERK,
MICHAEL IANNIELLO, CARL ALTERMAN and
LEE WEXLER constituting the PLANNING
BOARD OF THE VILLAGE OF
MAMARONECK, THE PLANNING BOARD OF
THE VILLAGE OF MAMARONECK and JOHN
WINTER, in his capacity as the BUILDING
INSPECTOR OF THE VILLAGE OF
MAMARONECK,

Respondents,

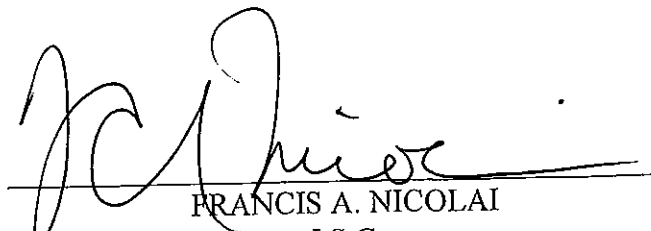
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NICOLAI, J.

The following papers numbered 1 to 27 were read on this motion by respondents for leave to reargue this Court's Order and Judgment dated September 21, 2009.

Notice of Motion - Affidavit - Exhibits	1-20
Answering Affirmation - Affidavit - Exhibits	22-24
Memoranda of Law	21;25;26-27

Upon the foregoing papers, it is ordered that this motion for leave to reargue is denied, as the movant has not demonstrated that the Court has overlooked or misapprehended any of the relevant facts or misapplied any controlling principle of law. See Foley v. Roche, 68 AD2d 558.

Dated: White Plains, New York
December 23, 2009


FRANCIS A. NICOLAI
J.S.C.

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