

DEBEVOISE & PLIMPTON LLP

919 Third Avenue
New York, NY 10022
Tel 212 909 6000
www.debevoise.com

James E. Johnson
Partner
Tel 212 909 6646
Fax 212 909 6836
jejohnson@debevoise.com

May 21, 2012

Susan E. Carpenter
Town Supervisor
Town of New Castle
200 South Greeley Avenue
Chappaqua, NY 10514

**United States ex rel Anti-Discrimination Center of Metro New York, Inc. v.
Westchester County, New York (No. 06 Civ. 2860 (DLC))**

Dear Ms. Carpenter:

As you may know, the Stipulation and Order in the above captioned matter (the "Settlement") requires the Monitor to assess Westchester County's efforts and progress related to the obligations set forth in the Settlement. As part of this assessment, I write seeking additional information related to Conifer Realty LLC's ("Conifer") proposed 36-unit affordable housing development on Hunts Lane in Chappaqua ("the Chappaqua Station Development").

On April 12, 2012, the Monitor sent a non-binding request to Conifer for information regarding its proposal for the Chappaqua Station Development. In response, Conifer sent the enclosed letter, describing how the Chappaqua Station Development comports with the best practices guidelines contained in the Monitor's April 25, 2011 report. Conifer's letter raises questions that are best addressed to Westchester County and the Town of New Castle.

According to its letter, Conifer began site selection for the Chappaqua Station Development in mid-2010. During this time "the Town of New Castle finalized a rezone process for certain parcels, including the subject site, within 500 feet of the Chappaqua train station so that workforce housing could be developed in that proximity." May 14, 2012 Letter from Andrew V. Bodewes to James E. Johnson, p.1. There appears to have been consideration of the site selection and design of the Chappaqua Station Development prior to the purchase agreement signed in September 2010 for the site now under consideration. *Id.*

Please identify all other sites that have been considered or rezoned for affordable AFFH development or workforce housing at any time since July 2010. Additionally,

Susan E. Carpenter

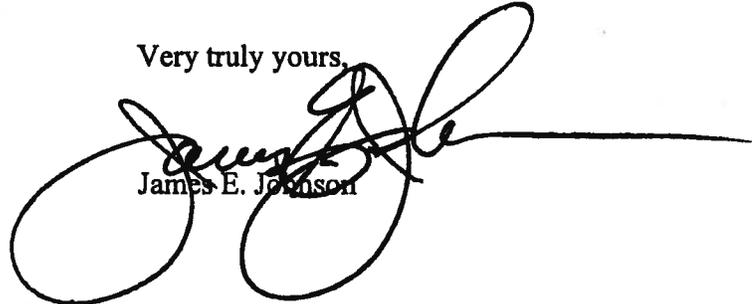
2

May 21, 2012

please specify all design changes, and the dates when changes were made, to the Chappaqua Station Development. I would appreciate receiving your written response by June 1, 2012.

Please let me know if you have any questions. Your cooperation is very much appreciated.

Very truly yours,

A large, stylized handwritten signature in black ink, appearing to read 'James E. Johnson', with a long horizontal line extending to the right.

James E. Johnson

Enclosures

cc: Robert P. Astorino, County Executive
Kevin J. Plunkett, Deputy County Executive
Mary J. Mahon, Special Assistant to the County Executive
Glenda Fussá, Deputy Regional Counsel, New York Office, HUD
Richard Brownell, P.E., Planning Board, Town of New Castle
Benjamin Torrance, Assistant United States Attorney (S.D.N.Y.)