

RE: 63 Old Hill Road, #ZBA-24-00269

Eric Bernheim <bernheim@flb.law>

Tue 7/23/2024 3:10 PM

To: Perillie, Michelle <mperillie@westportct.gov>; Peter Gelderman <pgelderman@berchemmoses.com>

Cc: Conor McMullan <McMullan@flb.law>; Rick Costantini <costantini@flb.law>

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Please add this e-mail to the record as well. Thank you,

Eric

Eric Bernheim

Partner, FLB Law

Email: bernheim@flb.law

Office: (203) 635-2200

Direct: (475) 236-5203

Cell: (203) 979-7169

Fax: (203) 293-9999

Website: www.flb.law

Address: 315 Post Road W, Westport, CT 06880

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From: Perillie, Michelle <mperillie@westportct.gov>

Sent: Tuesday, July 23, 2024 2:13 PM

To: Eric Bernheim <bernheim@flb.law>; Peter Gelderman <pgelderman@berchemmoses.com>

Cc: Conor McMullan <McMullan@flb.law>; Rick Costantini <costantini@flb.law>

Subject: Re: 63 Old Hill Road, #ZBA-24-00269

Good afternoon,

This is to confirm receipt of your email regarding 63 Old Hill Road.

Written comments received after 12:00pm on the day of the meeting will be entered into the record but will not be distributed to Board members until the next business day.

Michelle Perillie AICP CFM

Deputy Planning and Zoning Director

203-341-1076

From: Eric Bernheim <bernheim@flb.law>
Sent: Tuesday, July 23, 2024 2:01 PM
To: Peter Gelderman <pgelderman@berchemmoses.com>; Perillie, Michelle <mperillie@westportct.gov>
Cc: Conor McMullan <McMullan@flb.law>; Rick Costantini <costantini@flb.law>
Subject: RE: 63 Old Hill Road, #ZBA-24-00269

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Pete: The client disclosed in its staff report that you “reversed your decision.” If that is not accurate but turns out to be the basis of their denial of this appeal, then that will need to be vetted by a court. They disclosed that you provided the advice that you reversed your decision, if that is false or misleading from what you actually said, then it needs to be clarified.

Michelle: Please add this continued thread to the record.

Conor/Rick, please print the thread and submit a hard copy to zoning before it closes today.

Eric

Eric Bernheim

Partner, FLB Law

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From: Peter Gelderman <pgelderman@berchemmoses.com>
Sent: Tuesday, July 23, 2024 1:42 PM
To: Eric Bernheim <bernheim@flb.law>; Perillie, Michelle <mperillie@westportct.gov>
Subject: Re: 63 Old Hill Road, #ZBA-24-00269

Eric:
I will say I don't make decisions. I provide advice and then decisions are made by those seeking my advice. The advice I give is, of course, confidential unless the client wishes to disclose it.
Pete

**Peter V.
Gelderman
Berchem
Moses PC**



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MU



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App Banner Image

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tpx

From: Eric Bernheim <bernheim@flb.law>
Sent: Tuesday, July 23, 2024 1:38:15 PM
To: Perillie, Michelle <mperillie@westportct.gov>
Cc: Peter Gelderman <pgelderman@berchemmoses.com>
Subject: RE: 63 Old Hill Road, #ZBA-24-00269

I'd like Pete to go on the record of whether he "reversed his decision." Can he submit an e-mail? Please add this e-mail thread to the record for this matter.

Eric

Eric Bernheim

Partner, FLB Law

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From: Perillie, Michelle <mperillie@westportct.gov>

Sent: Tuesday, July 23, 2024 1:35 PM

To: Eric Bernheim <bernheim@flb.law>

Cc: Peter Gelderman (pgelderman@berchemmoses.com) <pgelderman@berchemmoses.com>

Subject: Re: 63 Old Hill Road, #ZBA-24-00269

There will be 5 members sitting: Liz Wong, Josh Newman, Joe Scordato, Michelle Hopson and RB Benson for Jim Ezzes.

Pete Gelderman will not be there tonight but Laurie will be at the meeting.

Michelle Perillie AICP CFM

Deputy Planning and Zoning Director

203-341-1076

From: Eric Bernheim <bernheim@flb.law>
Sent: Tuesday, July 23, 2024 1:21 PM
To: Perillie, Michelle <mperillie@westportct.gov>
Cc: Peter Gelderman (pgelderman@berchemmoses.com) <pgelderman@berchemmoses.com>
Subject: RE: 63 Old Hill Road, #ZBA-24-00269

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Michelle: Please confirm we will have a full 5 members tonight and whether Pete Gelderman will be in attendance to address the statement in the staff report that he “reversed his decision expressed in the 3/20/24 email.”

I was told by Laurie that Staff decided not to heed his advice and overruled him, not that Pete had “reversed his decision.” That seems to be misleading from what I was told by Laurie. Also, will Laurie be present tonight?

Eric

Eric Bernheim

Partner, FLB Law

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From: Perillie, Michelle <mperillie@westportct.gov>
Sent: Monday, July 22, 2024 11:14 AM
To: Eric Bernheim <bernheim@flb.law>
Subject: 63 Old Hill Road, #ZBA-24-00269
Importance: High

Please find the attached Agenda for the 7/23/24 ZBA meeting which includes the Zoom link.

Q: Can you also send me name, email and cell number of those presenting at the meeting?

Thanks,

Michelle Perillie AICP CFM

Deputy Planning and Zoning Director

203-341-1076

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