

From: "Peter Smith"
Subject: Journal News Article

While it seems there may be a few Hen Islanders worried about the future of Hen Island, I think they should relax. When you look at what the lawsuit and Journal News article are really saying, everything becomes clear. What both are saying is that Hen Island is responsible for the grandfathering of sewage codes and other requirements that apply to Hen Island. They have accused Hen Island of being responsible for the content and requirements of those codes applicable to Hen Island. Why is Hen Island responsible for the grandfathering status? We didn't decide to grandfather ourselves, they decided to grandfather us! According to the article and the lawsuit, Hen Island is responsible to ungrandfather themselves.

Even Ray Tartaglione's lawyer said it's absurd that we are grandfathered but, he implied it's Hen Island's fault. That doesn't make any sense. In other words, the responsibility according to the lawsuit and article, lies with Hen Island and not the Rye building dept, Board of Health or the County Environmental Agency to ungrandfather Hen Island. That's absurd.

Unfortunately for the lawsuit, Hen Island completely complies with and satisfies all the requirements that apply to Hen Island's grandfathered status. Hen Island is responsible to comply with the codes that apply to Hen Island. If Ray Tartaglione and SoundKeeper wanted to file a lawsuit that might make some sense, they would sue the agencies responsible for the rules and codes that grandfathered Hen Island, not Hen Island.

That's my 2 cents.