

# Incorporated Village of Lloyd Harbor Suffolk County, New York



*VILLAGE OFFICES*  
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October 8, 2019

TO OUR RESIDENTS

Last Sunday, October 6, the premises at 31 Fort Hill Drive was used for an event styled as "Driven to America 3."

In advance of the event, the owner of the premises had represented to the Village that the event was not "commercial" in nature as there was allegedly a charitable aspect to it with portions of the proceeds being donated to St Jude's Hospital. Charitable or otherwise, the Village advised the owner that absent prior Village review and approval, the event would be in violation of Village Code. This resulted in the premises' owner suing the Village, asserting prior Village permission was not required. Last week, in the context of that lawsuit, the Village defended its position before a Suffolk Supreme Court Judge, asserting that such events were illegal without special permission of the Village.

We are pleased to report that, last Friday (October 4<sup>th</sup>), a partial court settlement was reached with the premises' owner. Driven To America 3 was allowed to go forward this past weekend due to time constraints, but the Court simultaneously ordered (with the premises' owner's consent) that **no more such "events" would be held on the premises until the underlying litigation is fully resolved on the merits.**

Be assured the Village will continue to vigorously defend our Zoning Code, and fully expects to pursue holding the premises' owner in contempt of the court's order should the current order be violated.

THE MAYOR & BOARD OF TRUSTEES