



VILLAGE OF PELHAM MANOR  
WESTCHESTER COUNTY, NEW YORK

4 PENFIELD PLACE  
PELHAM MANOR, NY 10803-3298

VILLAGE ADMINISTRATION 914-738-8820

September 19, 2018

Ms. Toby Marxuach-Gusciora  
901 Plymouth Street  
Pelham Manor, NY 10803

Re: Village Election Petition

Dear Ms. Marxuach-Gusciora:

I reviewed the petition you filed in my office on September 10, 2018 at 1:10 pm requesting that a proposition changing the date of the annual general village election of the Village of Pelham Manor to the Tuesday next succeeding the first Monday in November be submitted to a referendum vote on November 6, 2018. I have determined that the petition is invalid for two reasons.

First, Village Law Section 9-902 requires that the "petition shall be numbered consecutively beginning with number one at the foot of each sheet". The petition you submitted was not numbered. Because the petition is not in the form required by the statute, as a matter of law, I must, and hereby do, determine that the petition is not valid.

Second, the petition is not valid for the additional reason that it does not contain the 400 valid signatures required by Village Law 9-912 for a petition that requests that the date of the referendum be held on a date other than the next regular or special village election.

Although you represented the petition contained 548 signatures, it actually has 532 entries. The reason for this discrepancy is that often the number of signatures certified at the bottom of each sheet was inaccurate and overstated the actual number of entries. Of the 532 entries, using the information provided in the petition, 101 of those entries could