



**SHERMAN CRAIG**  
Chairman

**TERRY MARTINO**  
Executive Director

**MEMORANDUM**

**TO:** Terry Martino, Executive Director

**FROM:** John M. Burth, Environmental Program Specialist 2

**DATE:** July 7, 2016

**RE:** June Enforcement Program Report

Attached is the Enforcement Program Report for the month of June 2016, depicting the activities of the enforcement division and management of alleged violations within the Park.

1. This table depicts the number of open cases at the beginning of the reporting period, how many cases were opened or closed during the period, and the number of open cases at the end of the reporting period.

<b>Open Cases</b>	<b>2016 June</b>	<b>2015</b>	<b>2014</b>
<b>At Beginning of Period</b>	<b>145</b>	<b>138</b>	<b>121</b>
<b>Cases Opened</b>	<b>28</b>	<b>213</b>	<b>207</b>
<b>Cases Closed</b>	<b>29</b>	<b>199</b>	<b>190</b>
<b>At End of Period</b>	<b>144</b>	<b>152</b>	<b>138</b>

2. This table provides a detailed description of enforcement program activity during the reporting period.

	<b>June 2016</b>	<b>Total 2016</b>	<b>2015 Total</b>
<b>New Cases Opened</b>	<b>28</b>	<b>105</b>	<b>213</b>
<b>Site Visits</b>	<b>29</b>	<b>80</b>	<b>182</b>
<b>Settlement Agreements Sent*</b>	<b>9</b>	<b>55</b>	<b>115</b>
<b>Settlement Agreements Signed</b>	<b>3</b>	<b>31</b>	<b>63</b>
<b>Notice of Violation or Hearing Sent</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Cases Referred to AG</b>	<b>0</b>	<b>0</b>	<b>1</b>
<b>Cases Referred to the EC</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Cases Closed: Compliance w/o SA</b>	<b>2</b>	<b>16</b>	<b>41</b>
<b>Cases Closed No Violation</b>	<b>24</b>	<b>58</b>	<b>86</b>

\* Currently 30 Open Cases with Unsigned Settlement Agreements

**3. Breakdown of New Cases:**

Type of Violation	June 2016	2016 Total	2015 Total	Outcome of Closed* 2015 Cases(Violation or No Violation)
Subdivision Creating Substandard Lots	1	2	2	V-1 NV-1
Subdivision due to number of lots	2	5	21	V-11 NV-7
Subdivision in Resource Management	1	9	10	V-0 NV-4
Wetland Subdivision	2	3	17	V-15 NV-1
Wetland Disturbance	6	25	55	V-20 NV-14
Rivers Project	1	4	5	V-5 NV-0
Permit Violation	6	14	27	V-6 NV-3
SFD in CEA			0	V-0 NV-0
Hunting/Fishing cabin >500 sq ft			0	V-0 NV-0
Structure >40' height	1	2	2	V-0 NV-1
Clearcut >25 Acres	1	1	1	V-0 NV-1
Commercial Use	1	4	3	V-1 NV-0
Junkyards		3	1	V-0 NV-1
Campgrounds		1	2	V-0 NV-1
Mobile Home Court			0	V-0 NV-0
Shoreline Setback	4	13	44	V-9 NV-22
Shoreline Cutting		10	8	V-0 NV-6
Waste Disposal Area		2	2	V-0 NV-1
Septic Setback			0	V-0 NV-0

<b>Sand and Gravel Excavation</b>			<b>1</b>	<b>V-0 NV-1</b>
<b>Multiple Family Dwelling</b>			<b>2</b>	<b>V-1 NV-1</b>
<b>Tourist Accommodation</b>		<b>1</b>	<b>0</b>	<b>V-0 NV-0</b>
<b>25% Expansion</b>			<b>0</b>	<b>V-0 NV-0</b>
<b>New Land Use in CEA</b>		<b>1</b>		<b>V-0 NV-0</b>
<b>Commercial or Private Airport</b>	<b>1</b>	<b>1</b>		<b>V-0 NV-0</b>
<b>SFD in RM</b>	<b>1</b>	<b>1</b>		<b>V-0 NV-0</b>

\*Annual calculation of closed cases only, remaining cases under investigation as of 12/31/15

4. **Salesweb Monitoring 2016:**

Month	# Subdivisions in Park	# Cases Opened	# Subdivisions Related to Previous JIF or Permit
January	12	1	8
February	7	0	7
March	3	0	3
April	9	0	2
May	1	0	1
June	3	0	3
July			
August			
September			
October			
November			
December			
<b>TOTAL</b>	<b>35</b>	<b>1</b>	<b>21</b>

5. **Monthly Report of Enforcement Cases Settled:**

Three enforcement cases were resolved by settlement agreements executed in **June 2016** as follows:

- **E2016-0021, Goldbeck (Wells, Hamilton County)**  
 Installation of a mobile home within the designated Sacandaga River Recreational River Area in 1990. Settlement recognizes mobile home as lawful, requires upgrade of the wastewater treatment system upon replacement or failure, requires tree planting, and places restrictions on lighting and vegetation removal on the property.
- **E2005-0011, Sawyer (Ticonderoga, Essex County)**  
 Operation of a commercial sand and gravel extraction without a valid permit from 2000 to 2005. Enforcement Committee determination issued in 2008 required future remediation and civil penalty payment. Settlement requires submission of a permit application to operate the mine or a reclamation plan within 90 days. Settlement requires payment of a

\$10,000 civil penalty and payment of an additional \$50,000 penalty if a permit application or reclamation plan is not submitted or if any Agency-approved reclamation schedule is not followed.

- E2016-0050, Karnes (Harrietstown, Franklin)**  
 Establishment of a junkyard consisting of scrap metal, appliances, and other debris. Settlement requires landowner to immediately cease adding materials to the junkyard and lawfully dispose of all materials associated with the junkyard.

### **Inter-Division Coordination**

This table provides a description of coordination activities between enforcement staff and other programs within the Agency.

	<b>June 2016</b>	<b>2016 Total</b>	<b>2015 Total</b>
<b>Jurisdictional Determinations Issued from Enforcement</b>	<b>5</b>	<b>15</b>	<b>62</b>
<b>Project Pre-applications Assigned to Enforcement Staff</b>	<b>4</b>	<b>21</b>	<b>38</b>
<b>Permit Applications Assigned to Enforcement Staff</b>	<b>12</b>	<b>70</b>	<b>74</b>
<b>Site Visits by Enforcement Staff for Review of Project Applications</b>	<b>9</b>	<b>38</b>	<b>49</b>
<b>Permits Issued With Enforcement Staff as Assigned Project Review Officer</b>	<b>5</b>	<b>28</b>	<b>21</b>
<b>Shoreline Photo Inventories</b>	<b>1</b>	<b>1</b>	<b>15</b>

