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**APA Project Order and  
Permit 2012- 128-10 Pisgah**

Date Issued: December 18, 2012

In the Matter of the Application of

**ESSEX COUNTY, AND  
NEW YORK STATE POLICE**

for a permit and order pursuant to Section 810 and 814 of the  
Adirondack Park Agency Act and 9 NYCRR 4.150.

To the County Clerk: This permit  
must be recorded on or before  
**February 18, 2013**. Please index this  
permit in the grantor index under the  
following names:

- 1. Essex County**
- 2. New York State Police**
- 3. Harris Corporation**

**SUMMARY AND AUTHORIZATION**

Essex County is granted a permit, and the New York State Police (NYSP) is granted an order on conditions pursuant to Sections 810 and 814 of the Adirondack Park Agency Act, authorizing the installation of infrastructure associated with the comprehensive emergency communication system approved by Agency Project Order and Findings 2012-128.

The infrastructure approved herein is located in a Hamlet land use area, off the summit of Mount Pisgah, in the Town of St. Armand, Essex County. The project site is identified on Town of St. Armand Tax Map Section 32.29, Block 1 as Parcel 26.

The project as proposed and authorized:

Infrastructure owned, used and maintained by Essex County:

1. One (1) 19.8 foot long LMR receiver whip antenna to be mounted at a tip elevation of 100± feet Above Ground Level (AGL);
2. One (1) 60 inch tall LMR corner reflector transmitter mounted at a tip elevation of 10± feet AGL; and
3. One (1) 12.0 foot long paging whip antenna to be mounted at a tip elevation of 38± feet AGL.

Infrastructure which will be owned by the NYSP and, unless otherwise noted, used by Essex County, NYSEG, and the NYSP:

1. One (1) six-foot microwave dish antenna with radome to be installed at a centerline elevation of 86± feet AGL;
2. One (1) eight-foot high performance microwave dish antenna to be installed at a centerline elevation of 72± feet AGL;

3. One (1) six-foot microwave dish antenna with radome to be installed at a centerline elevation of 77± feet AGL. This antenna will be used exclusively by the NYSP; and
4. A 12 by 28 foot equipment shelter with integral generator room; this infrastructure will be owned by Essex County.

Furthermore, as described in the Agency Project Order and Findings 2012-128 the following NYSP infrastructure is no longer proposed to and will be removed:

1. One (1) six-foot microwave dish antenna located at a centerline elevation of 100± feet AGL,
2. One (1) four-foot microwave dish antenna located at a centerline elevation of 98± feet AGL, and
3. One (1) four-foot microwave dish antenna located at a centerline elevation of 89± feet AGL.

### CONDITIONS

#### Conditions in Order and Findings 2012-128

1. All conditions in Order and Findings 2012-128 remain in full force and effect.

#### Additional Conditions Specific to this Project Site

2. The project shall be undertaken as described in the completed application, the Project Description as Proposed and Conditions herein. In the case of conflict, the Conditions control. Failure to comply with the permit is a violation and may subject the applicant, successors and assigns to civil penalties and other legal proceedings, including modification, suspension or revocation of the permit.
3. All deeds conveying all or a portion of the lands subject to this permit shall contain the following reference: "The lands conveyed are subject to Adirondack Park Agency Project Order and Findings 2012-128 issued December 18, 2012 and Permit 2012-128-10 issued December 18, 2012 the terms and conditions of which are binding upon the heirs, successors and assigns of the grantors and all subsequent grantees."
4. All antennas (the microwave dishes and radomes) and supporting infrastructure mounted on the tower shall be a non-reflective light grey which blends with the existing tower.
5. In accordance with Condition 12 of the Project Order and Findings, the photolocation for documenting the construction of the infrastructure approved herein shall be from the base area of the Mount Pisgah ski area.

**Findings of Fact**

1. The project description and findings for this project are located in a separate document titled APA Project Order and Findings 2012-128 issued December 18, 2012 which is hereby fully incorporated herein by reference. The Order and Findings document contains the official statement of the project description.
2. Requiring the antennas and antenna mounting infrastructure to be as conditioned above will help to blend the infrastructure with the existing tower and thus reduce the visual impact.

**CONCLUSIONS OF LAW**

The Agency has considered all statutory and regulatory criteria for project approval as set forth in Sections 809(10) and 814 of the Adirondack Park Agency Act (Executive Law, Article 27) and 9 NYCRR Parts 574 and 579 and 9 NYCRR Part 4.150. The Agency hereby finds that the project is approvable and complies with the above criteria, provided it is undertaken in compliance with the conditions herein.

NOW THEREFORE, upon all of the foregoing and under authority delegated to the Deputy Director, Regulatory Programs, it is ORDERED, that these findings be duly reported to the New York State Police.

PERMIT issued this                    day  
of    , 2012

ADIRONDACK PARK AGENCY

BY: \_\_\_\_\_  
Richard E. Weber III  
Deputy Director (Regulatory Programs)

STATE OF NEW YORK )  
  ) ss.:  
COUNTY OF ESSEX )

On the                    day of    in the year 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared Richard E. Weber III, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that they executed the same in their capacity, and that by their signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

\_\_\_\_\_  
Notary Public

REW:LRW:slp