

 <p>NEW YORK STATE Adirondack parkagency P.O. Box 99 • Ray Brook, New York 12977 (518) 891-4050 www.apa.ny.gov</p>	<p>APA Project Order 2012-128-5 Whiteface</p>
<p>In the Matter of the Application of NEW YORK STATE POLICE for an order pursuant to Section 814 of the Adirondack Park Agency Act and 9 NYCRR 4.150.</p>	<p>Date Issued: December 18, 2012</p> <p>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. New York State Police 2. State of New York</p>

SUMMARY AND AUTHORIZATION

The New York State Police is granted an order on conditions pursuant to Section 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 an Intensive Use land use area, on the summit of Little Whiteface Mountain, in the Town of Wilmington, Essex County. The project site is identified on Town of Wilmington Tax Map Section 25, Block 1 as Parcel 15.

The project as proposed and authorized is summarized as the replacement of the existing 17± foot tall, 654± square foot (structure footprint, not including entrance) ski patrol building with a 1,380± square foot, 34± foot tall (when measured from the lowest point to the highest point on the structure) ski patrol dispatch building and emergency communication infrastructure building. The new structure will also include three decks/staircases which total approximately 450 square feet in footprint. It will be constructed in the same location as the existing structure. The new structure will be owned by New York State.

Essex County antenna infrastructure proposed to be housed in and on the new structure includes:

1. One (1) 19.8 foot long land mobile radio whip antenna to be mounted on the main roof ridge;
2. One (1) 60 inch LMR corner reflector installed within the cupola; and
3. One (1) 12 foot long paging whip antenna to be mounted on the main roof ridge.

Additional antenna infrastructure proposed to be owned and/or used by the New York State Police includes:

1. One (1) two-foot microwave dish antenna installed within the cupola; and
2. One (1) six-foot microwave dish antenna installed within the cupola.

Furthermore, as described in the Agency Project Order and Findings 2012-128 the existing ski patrol building will be part of the proposal.

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.
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 Order 2012-128-5 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. The ski patrol building shall be log and natural shingle sided with a natural stain finish.
5. Antennas on the roof of the ski patrol building shall be a non-reflective light grey.
6. 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 summit of Little Whiteface Mountain.
7. The New York State Police shall provide a full accounting of their communications and other facilities to the New York State Department of Environmental Conservation (DEC) and the Olympic Regional Development Authority (ORDA), so that DEC and ORDA can include the inventory in the next Whiteface Mountain Intensive Use Area Unit Management Plan amendment.

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 materials selection for the new ski patrol building and the antennas to be painted as conditioned above will help to reduce the visual impact of the facility.

The Agency has considered all statutory and regulatory criteria for project approval as set forth in: Section 814 of the Adirondack Park Agency Act (Executive Law, Article 27); and 9 NYCRR Part 579 and 9 NYCRR 4.150.

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