

 <p>NEW YORK STATE <b>Adirondack</b> parkagency P.O. Box 99 • Ray Brook, New York 12977 (518) 891-4050 www.apa.ny.gov</p>	<p>APA Project Order 2012-128-6 Black</p>
<p>In the Matter of the Application of <b>NEW YORK STATE POLICE</b>  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 <b>February 18, 2013</b>. Please index this permit in the grantor index under the following names: <b>1. New York State Police</b> <b>2. State of New York</b></p>

**SUMMARY AND AUTHORIZATION**

The New York State Police is granted an order on conditions pursuant to §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 Wild Forest Land Use Area, on the summit of Black Mountain, in the Town of Dresden, Washington County. The project site is identified on Town of Dresden Tax Map Section 33, Block 1 as Parcel 7.

The project as proposed and authorized is summarized as the installation of a six foot microwave dish antenna with radome on the existing tower (located on top of the fire tower) at a centerline elevation of 22± feet above ground level (AGL). The infrastructure will be owned and exclusively used by the New York State Police.

Furthermore, as described in the Agency Project Order and Findings 2012-128, the existing six foot microwave dish antenna located at an elevation of 37± feet AGL is no longer necessary and will be removed from the project site.

**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 Order 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 2012-128-6 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 microwave dish, radome 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 of the fire tower.
6. 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), so that the DEC may include such information in the Lake George Wild Forest Unit Management Plan.

**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 to the existing tower and thus reduce the visual impact.

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.

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Notary Public

REW:LRW:slp