



M E M O R A N D U M

TO: Terry Martino, Executive Director

FROM: John M. Burth, Environmental Program Specialist 2

DATE: April 3, 2013

RE: March Enforcement Program Report

Attached is the Enforcement Program Report for March 2013 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.

Open Cases	2013 March	2012	2011
At Beginning of Period	122	225	371
Cases Opened	16	258	305
Cases Closed	13	334	419
At End of Period	125	149	225

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

	March 2013	2013 Total	2012 Total
New Cases Opened	16	37	258
Site Visits	5	23	249
Settlement Agreements Sent*	8	31	103
Settlement Agreements Signed	5	11	53
Notice of Violation or Hearing Sent	0	0	0
Cases Referred to AG	0	0	0
Cases Referred to the EC	0	0	0
Cases Closed: Compliance w/o SA	1	15	67
Cases Closed No Violation	7	32	132

* Currently 39 Open Cases with Unsigned Settlement Agreements

Memorandum to Terry Martino

March 28, 2013

Page 3

3. Breakdown of New Cases:

Type of Violation	March 2013	2013 Total	2012 Total	Outcome of Closed 2012 Cases (Violation or No Violation)
Subdivision Creating Substandard Lots	2	4	35	V-10 NV-9
Subdivision due to number of lots	0	0	9	V-6 NV-3
Subdivision in Resource Management	2	3	9	V-1 NV-2
Wetland Subdivision	0	3	9	V-8 NV-0
Wetland Disturbance	3	8	59	V-10 NV-25
Rivers Project	2	3	4	V-2 NV-0
Permit Violation	5	9	31	V-9 NV-16
SFD in CEA	0	0	3	V-0 NV-0
Hunting/Fishing cabin >500 sq ft	0	0	1	V-1
Structure >40' height	0	0	2	V-0 NV-0
Clearcut >25%	0	0	7	V-0 NV-7
Commercial Use	0	2	8	V-1 NV-7
Junkyards	0	0	1	V-0 NV-1
Campgrounds	0	0	2	V-1 NV-0
Mobile Home Court	0	1	0	V-0 NV-0
Shoreline Setback	2	4	53	V-12 NV-22
Waste Disposal Area	0	0	16	V-9 NV-6
Septic Setback	0	2	0	V-0
Sand and Gravel Excavation	0	0	3	V-2 NV-1
Multiple Family Dwelling	0	0	2	V-0 NV-0
Tourist Accommodation	0	0	2	V-0 NV-2

4. **Salesweb Monitoring 2013:**

Month	# Subdivisions in Park	# Cases Opened	# Subdivisions Related to Previous JIF or Permit
January	5	0	4
February	12	0	9
March	8	0	5
April			
May			
June			
July			
August			
September			
October			
November			
December			
TOTAL	25	0	18

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

Five enforcement cases were resolved by settlement agreements executed in **March 2013** as follows:

SETTLEMENTS OF SUBDIVISION VIOLATIONS (3)

These settlements authorize the illegal lots involved in each case, allocate principal building rights, require a permit for future land use or development as appropriate, and require the filing of the settlement in the county clerk's office.

- **Substandard Lot Subdivision (3)**
Clark et al, E2005-0062C, (Warrensburg, Warren County)
Knurr, E2012-0071, (Northampton, Fulton County)
Brown, E2011-0133, (Stratford, Fulton County)

Memorandum to Terry Martino

March 28, 2013

Page 5

Other Violations (2)

E2012-0134, Trepanier, (Tupper Lake, Franklin County)

- Conversion of a pre-existing single family dwelling to a multiple family dwelling by a prior owner in 1983 without the necessary Agency permit. Settlement recognizes multiple family dwelling as a lawful structure, includes requirements for upgrading the on-site wastewater treatment system, restricts exterior lighting, and requires filing in the County Clerk's Office.

E2011-0077, Feeley, (Long Lake, Hamilton County)

- Conversion of space within a pre-existing commercial building to a multiple family dwelling containing four apartments by a prior owner between 2005 and 2008 without the necessary Agency permit. Settlement requires the number of apartments in the building to be reduced to one.