



NOTE: The attachments referred to herein are on file at the Agency and are on the Agency's website. Copies are also available for inspection on request.
Draft Minutes, Full Agency, Aug 25, 2014, Agency Meeting, TDM:sas 1:00 PM

AUGUST 14, 2014

Thursday, August 14, 2014

AGENCY MEMBERS, DESIGNEES AND EXECUTIVE STAFF PRESENT

Leilani Crafts Ulrich, Chairwoman
Richard Booth, Member
Sherman Craig, Member
Karen Feldman, Member
Arthur Lussi, Member
William Thomas, Member
Dan Wilt, Member
Brad Austin, Designee, NYS Department of Economic Development
Lynne Mahoney, Designee, NYS Department of State
Robert Stegemann, Designee, NYS Dept. of Environmental Conservation
Terry Martino, Executive Director
James Townsend, Counsel

LOCAL GOVERNMENT REVIEW BOARD PRESENT

Fred Monroe, Executive Director

AGENCY STAFF PRESENT

Keith McKeever, Public Information Director
Amy Hall, Clerk 2
Elaine Caldwell, Administrative Officer
Colleen Parker, Environmental Program Specialist 3
Paul Van Cott, Senior Attorney
Jenny McAleese, Senior Attorney
Dan Kelleher, Special Assistant - Economic Affairs
Emily O'Mahony, Environmental Program Specialist 1
Sue Streiff, Secretary to Executive Director

Video and MP3 audio recordings of the proceedings, including public comment, are available in their entirety via webcast at http://nysapa.granicus.com/ViewPublisher.php?view_id=2.

Chairwoman Ulrich called the meeting to order at 9:05 a.m. She asked everyone to be aware of the current Amber Alert for two missing

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girls ages 12 and 6 who were abducted from their roadside farm stand. She sent best wishes for their safe return. She also asked for a moment of silence in honor of James and Kimberly Barney who lost their lives in a tragic accident in front of the Agency.

1. Public Comment

Peter Bauer, Executive Director of PROTECT THE ADIRONDACKS! addressed the Board regarding the Adirondack Park State Land Master Plan revision process. His comments are available on the Agency website at the address listed above.

2. Approval of July 10, 2014 Agency Minutes

On motion of Mr. Wilt, seconded by Mr. Craig, the Agency unanimously adopted the Draft Agency Meeting Minutes of July 10, 2014. A copy of the official minutes as adopted by the Agency is on file at the Agency.

3. Executive Director's Report

Executive Director Martino commented on the numerous events which have happened and are happening in the Park. She talked about the Agency Field Trip to Wilmington which followed the July Board meeting. She said participants met with Supervisor Randy Preston and local business owners about the town's success in the establishment of a bicycle trail network. She thanked Keith McKeever and Matt McNamara for their assistance. Chairwoman Ulrich thanked Mr. Stegemann and DEC staff for working with the community to create the bike area. Mr. Stegemann said the area shows the benefit of connecting the community to Forest Preserve.

Ms. Martino said Agency staff continue to have discussions with DEC staff on complex land planning and how it will capture new ideas for planning and connectivity between communities.

Ms. Martino reported on an informational public meeting in the Town of Lewis on the applications before the Agency from NYCO Minerals, Inc. Following review of the public comments, staff worked with NYCO to amend the permit significantly.

Ms. Martino said IT staff continue to make upgrades to technology at the Agency, most recently switching to 0365, Microsoft Outlook. She said another change is switching the phone system to the UNITENY program which has a "go-live date" of September 15. She thanked Bob Kreider and Elizabeth Stankus for their ongoing assistance with these projects.

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Executive Director Martino welcomed Emily O'Mahony to the Agency as an Environmental Program Specialist 1.

4. Recusals

None

5. Motion for Executive Session

None

6. Motion to Adjourn into Committees

On motion of Mr. Lussi, seconded by Ms. Feldman, the Agency unanimously adjourned into committees at 9:30 a.m.

Full Agency

2:30 PM

Chairwoman Ulrich reconvened the Full Agency meeting at 2:30 p.m.

1. Committee Reports

a. Economic Affairs Committee

Chairman Lussi reported on the presentation by Melinda Little on Points Positive, Inc., an organization of investors investing in early stage companies within the region. He said he looks forward to hearing from the entrepreneurs involved with this organization in the future.

b. Regulatory Programs Committee

1) On motion by Mr. Craig, seconded by Ms. Mahoney, approval of P2013-0138, Seventy Road, was put up to vote. The motion included the finding from member Booth in the Regulatory Committee regarding the lack of trucking complaints in the last five years. In response to public comment, Ms. Feldman made a motion to amend the proposed permit hours of operation from 7:00 a.m. - 6:00 p.m. to 7:30 a.m. - 5:30 p.m. during the period of July 1 through August 31. Mr. Craig seconded the motion. After Board discussion, Chairman Craig made a motion to table the vote on P2013-0138, Seventy Road, until the end of the committee meeting so that staff could review the comment letters relating to hours of operation at the Seventy Road site. Mr. Booth seconded the motion and the Agency unanimously approved.

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2) On motion by Mr. Craig, seconded by Mr. Thomas the Agency unanimously approved the renewal and amendment of the NYCO Minerals Inc. mineral extraction at Oak Hill for an additional five years. (P1996-0076MR3 Oak Hill)

3) On motion by Mr. Craig, seconded by Mr. Austin, the Agency unanimously approved the Lyme Timber forest management project. (P2014-0100)

4) On motion by Mr. Craig, seconded by Mr. Stegemann, the Agency unanimously approved the Town of Wilmington variance order allowing the construction of an accessible fishing dock on the AuSable River. (2014-0080)

P2013-0138 Seventy Road Continued

Mr. Craig brought the pending motion for approval of the draft permit from the table for further discussion. Staff read comments from three public comment letters which expressed concern with the extended hours of operation. Mr. Weber noted that 196 public notices were sent out. Following Board discussion, the Agency voted on the amended motion regarding the change to permit hours. Two were in favor (Ms. Feldman and Mr. Craig), eight against (Ms. Mahoney, Mr. Wilt, Mr. Booth, Mr. Lussi, Mr. Thomas, Mr. Austin, Mr. Stegemann and Chairwoman Ulrich). The motion did not carry.

The Agency then proceeded to address the original motion for the draft permit for P2013-0138 (Seventy Road). The Agency voted unanimously to approve the motion for the NYCO Minerals, Inc. permit for the Seventy Road mining facility. (P2013-0138)

2. Interim Reports

a. The Administration, Enforcement, Park Ecology, Park Policy and Planning, Public Awareness and Communications Committees did not meet this month. Monthly reports were included in the mailing.

b. Local Government Services Committee

On motion by Mr. Stegemann, seconded by Mr. Thomas, the Agency unanimously approved the July 10, 2014 minutes.

c. State Land Committee

On motion by Mr. Booth seconded by Mr. Thomas, the Agency unanimously approved the June 12-13, 2014 minutes.

3. Old Business

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None

4. New Business

Mr. Craig reported that there is Wild Parsnip located near a playground in Wanakena. He explained that if touched, it causes blistering. He said APIPP was contacted and has put up warning signs. There was discussion regarding expediting the process allowing the removal of this invasive and efforts to have Wild Parsnip placed on the list to allow for Best Management Practices for controls.

5. Public Comments

None

6. Local Government Review Board Comment (F. Monroe, LGRB)

Mr. Monroe said the mandatory boat inspections at Lake George are going very well with 15% of the 13,600 boats inspected needing decontamination. He suggested the State incorporate the mandatory washing of boats leaving a lake into the existing program to further reduce the spread of invasives. He reported on the renewable heat program announcement which encourages wood heat with State grants for efficient wood stoves. He commented that the Lyme Timber project was a good process.

7. Member Comments

Ms. Mahoney was pleased that the variance for an ADA fishing dock was approved.

Mr. Wilt had no comment

Mr. Booth commented on the progress being made in accessibility. He commented on his trip to Ireland and the difference in values of the environment. He noted that castles were built on high spots near water, the hillsides were cleared of trees so sheep can graze, the value placed on very old construction such as at New Grange, and how they limited the amount of visitors to these old sites.

Mr. Lussi commented on the need for improved planning on trail use and parking in the Adirondacks.

Mr. Stegemann said DEC Commissioner Martens announced the rehabilitation of the Upper Saranac Lake boat launch including a boat washing station. He also remarked that the Board's response as

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stewards of the Park demonstrated a good balance between the economy and the environment.

Ms. Feldman thanked Mr. Monroe for a tour of the boat washing station. She announced that on September 6, she and her husband would be participating with the Adirondack League Club and Homeward Bound to host a group of six Wounded Warriors for a weekend experiencing the Adirondack Mountains.

Mr. Craig announced that Saturday would be Wanakena Bridge Day, a fundraising event for the bridge repair.

Mr. Austin reminded the Board of the One Square Mile of Hope on September 13 in Inlet, NY. He said the group is 300 boats shy of regaining the record.

Mr. Thomas had no comment.

Executive Director Martino thanked staff for the interdivisional cooperation exhibited in the work done on the NYCO Minerals, Inc. project. She also thanked Mr. Stegemann and Rob Daley for their work on the UMP for the Wilmington bicycle network connecting the community with the forest.

Chairwoman Ulrich thanked staff for their work. She announced the Diversity Symposium on August 16 in Newcomb. She commended staff on their outreach to the family of James and Kimberly Barney.

By unanimous consent, the Agency adjourned at 3:30 p.m.

Attachment:

P2013-0138 NYCO Minerals, Inc. (Seventy Road)
P1996-76MR3 NYCO Minerals, Inc. (Oak Hill)
P2014-0100 Lyme Timber Company/Sean Ross
P2014-0080 Town of Wilmington

Leilani Crafts Ulrich, Chairwoman