



LEILANI CRAFTS ULRICH
Chairwoman

TERRY MARTINO
Executive Director

MEMORANDUM

TO: Terry Martino, Executive Director

FROM: John M. Burth, Environmental Program Specialist 2

DATE: June 3, 2015

RE: May 2015 Enforcement Program Report

Attached is the Enforcement Program Report for the month of May 2015, 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	2015 May	2014	2013
At Beginning of Period	125	121	149
Cases Opened	13	207	209
Cases Closed	9	190	237
At End of Period	129	138	121

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

	May 2015	Total 2015	2014 Total
New Cases Opened	13	55	207
Site Visits	20	53	164
Settlement Agreements Sent*	8	48	83
Settlement Agreements Signed	3	31	43
Notice of Violation or Hearing Sent	0	0	0
Cases Referred to AG	0	0	1
Cases Referred to the EC	0	0	0
Cases Closed: Compliance w/o SA	1	11	42
Cases Closed No Violation	5	20	98

* Currently 26 Open Cases with Unsigned Settlement Agreements

3. Breakdown of New Cases:

Type of Violation	May 2015	2015 Total	2014 Total	Outcome of Closed* 2014 Cases(Violation or No Violation)
Subdivision Creating Substandard Lots		2	13	V-3 NV-5
Subdivision due to number of lots	1	7	8	V-2 NV-1
Subdivision in Resource Management		4	6	V-0 NV-2
Wetland Subdivision		11	18	V-4 NV-2
Wetland Disturbance	5	10	51	V-6 NV-9
Rivers Project			7	V-1 NV-3
Permit Violation	1	6	26	V-3 NV-9
SFD in CEA			1	V-0 NV-0
Hunting/Fishing cabin >500 sq ft				V-0 NV-0
Structure >40' height		1	4	V-1 NV-0
Clearcut >25 Acres			6	V-0 NV-5
Commercial Use		1	4	V-0 NV-4
Junkyards			5	V-0 NV-3
Campgrounds			2	V-0 NV-1
Mobile Home Court			1	V-0 NV-0
Shoreline Setback	4	8	35	V-4 NV-7
Shoreline Cutting	2	3	15	V-2 NV-2
Waste Disposal Area			3	V-0 NV-0
Septic Setback			3	V-0 NV-1

Sand and Gravel Excavation		3	3	V-0 NV-0
Multiple Family Dwelling		1	1	V-1 NV-0
Tourist Accommodation			1	V-0 NV-0
25% Expansion			3	V-0 NV-1

*Annual calculation of closed cases only, remaining cases under investigation as of 12/31/14

4. **Salesweb Monitoring 2015:**

Month	# Subdivisions in Park	# Cases Opened	# Subdivisions Related to Previous JIF or Permit
January	13	1	7
February	12	2	6
March	8	0	6
April	2	0	2
May	9	0	4
June			
July			
August			
September			
October			
November			
December			
TOTAL	44	3	25

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

Three enforcement cases were resolved by settlement agreements executed in **May 2015** as follows:

SETTLEMENTS OF SUBDIVISION VIOLATIONS (1)

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.

- **Wetland Subdivision (1)**

E2015-0028, Lepska (Stratford, Fulton County)

SETTLEMENTS OF OTHER VIOLATIONS (2)

- E2015-0039, Shue (Webb, Herkimer County)
Construction of a series of connected patios, stairways, decks and retaining walls, undertaken in 1981, within 50 feet of the mean high water mark of the Middle Branch Moose River. Settlement restricts vegetation removal within 50 feet of the river and requires filing in the County Clerk's Office.
- E2012-0021D, Silver Lake Timber (Saranac, Clinton County)
Further subdivision in 2004, through county tax foreclosure sale, of property authorized by Agency Permit P82-127AT. Settlement recognizes resulting lot as lawful, restricts lot to one principal building, and requires filing in the County Clerk's Office.

6. Inter-Division Coordination

This table provides a description of coordination activities between enforcement staff and other programs within the Agency.

	May 2015	2015 Total	2014 Total
Jurisdictional Determinations Issued from Enforcement	12	49	69
Project Pre-applications Assigned to Enforcement Staff	4	22	13
Permit Applications Assigned to Enforcement Staff	7	20	54
Site Visits by Enforcement Staff for Review of Project Applications	11	15	47
Permits Issued With Enforcement Staff as Assigned Project Review Officer	0	7	32
Shoreline Photo Inventories	0	0	6