



**LEILANI CRAFTS ULRICH**  
Chairwoman

**TERRY MARTINO**  
Executive Director

**MEMORANDUM**

**TO:** Terry Martino, Executive Director

**FROM:** John M. Burth, Environmental Program Specialist 2

**DATE:** July 1, 2015

**RE:** June 2015 Enforcement Program Report

Attached is the Enforcement Program Report for the month of June 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.

<b>Open Cases</b>	<b>2015 June</b>	<b>2014</b>	<b>2013</b>
<b>At Beginning of Period</b>	<b>129</b>	<b>121</b>	<b>149</b>
<b>Cases Opened</b>	<b>23</b>	<b>207</b>	<b>209</b>
<b>Cases Closed</b>	<b>16</b>	<b>190</b>	<b>237</b>
<b>At End of Period</b>	<b>136</b>	<b>138</b>	<b>121</b>

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

	<b>June 2015</b>	<b>Total 2015</b>	<b>2014 Total</b>
<b>New Cases Opened</b>	<b>23</b>	<b>78</b>	<b>207</b>
<b>Site Visits</b>	<b>14</b>	<b>67</b>	<b>164</b>
<b>Settlement Agreements Sent*</b>	<b>8</b>	<b>56</b>	<b>83</b>
<b>Settlement Agreements Signed</b>	<b>7</b>	<b>38</b>	<b>43</b>
<b>Notice of Violation or Hearing Sent</b>		<b>0</b>	<b>0</b>
<b>Cases Referred to AG</b>		<b>0</b>	<b>1</b>
<b>Cases Referred to the EC</b>		<b>0</b>	<b>0</b>
<b>Cases Closed: Compliance w/o SA</b>	<b>2</b>	<b>13</b>	<b>42</b>
<b>Cases Closed No Violation</b>	<b>7</b>	<b>27</b>	<b>98</b>

\* Currently 28 Open Cases with Unsigned Settlement Agreements

### 3. Breakdown of New Cases:

Type of Violation	June 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	2	9	8	V-2 NV-1
Subdivision in Resource Management		4	6	V-0 NV-2
Wetland Subdivision	2	13	18	V-4 NV-2
Wetland Disturbance	12	22	51	V-6 NV-9
Rivers Project	1	1	7	V-1 NV-3
Permit Violation		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	3	11	35	V-4 NV-7
Shoreline Cutting	1	4	15	V-2 NV-2
Waste Disposal Area	1	1	3	V-0 NV-0
Septic Setback			3	V-0 NV-1

<b>Sand and Gravel Excavation</b>	<b>1</b>	<b>4</b>	<b>3</b>	<b>V-0 NV-0</b>
<b>Multiple Family Dwelling</b>		<b>1</b>	<b>1</b>	<b>V-1 NV-0</b>
<b>Tourist Accommodation</b>			<b>1</b>	<b>V-0 NV-0</b>
<b>25% Expansion</b>			<b>3</b>	<b>V-0 NV-1</b>

\*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	11	0	6
July			
August			
September			
October			
November			
December			
<b>TOTAL</b>	<b>55</b>	<b>3</b>	<b>31</b>

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

Seven enforcement cases were resolved by settlement agreements executed in **June 2015** as follows:

**SETTLEMENTS OF SUBDIVISION VIOLATIONS (5)**

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 (2)**

E2015-0026, Irish (Wells, Hamilton County)  
E2015-0034, Mast (Ellensburg, Clinton County)

- **Wetland, River Area, and Substandard Lot Subdivision (1)**

E2015-0005, Warrensburg Methodist Church (Warrensburg, Warren County)

- **River Area Subdivision (2)**

E2014-0175, Corrow (Jay, Essex County)  
E2014-0175A, Tracy (Jay, Essex County)

**SETTLEMENTS OF OTHER VIOLATIONS (2)**

- E2012-0021B, Foster (Chazy, 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 no principal buildings, and requires filing in the County Clerk's Office.
- E2013-0025, Higgins (Warrensburg, Warren County)  
Construction of a single family dwelling in a Resource Management Land Use Area in 2004. Settlement recognizes dwelling as lawful, requires a permit for any expansion, places restrictions on the wastewater treatment system, exterior lighting, color, and vegetation removal on the property. Settlement requires filing in the County Clerk's Office.

### **Inter-Division Coordination**

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

	<b>June 2015</b>	<b>2015 Total</b>	<b>2014 Total</b>
<b>Jurisdictional Determinations Issued from Enforcement</b>	<b>5</b>	<b>54</b>	<b>69</b>
<b>Project Pre-applications Assigned to Enforcement Staff</b>	<b>3</b>	<b>25</b>	<b>13</b>
<b>Permit Applications Assigned to Enforcement Staff</b>	<b>7</b>	<b>27</b>	<b>54</b>
<b>Site Visits by Enforcement Staff for Review of Project Applications</b>	<b>9</b>	<b>24</b>	<b>47</b>
<b>Permits Issued With Enforcement Staff as Assigned Project Review Officer</b>	<b>1</b>	<b>8</b>	<b>32</b>
<b>Shoreline Photo Inventories</b>		<b>0</b>	<b>6</b>