 <p>Adirondack parkagency</p> <p>P.O. Box 99 • Ray Brook, New York 12977 • (518) 891-4050</p>	<p>APA Project Permit 78-318/78-146DR</p>
<p>In the Matter of the Application of</p> <p>SCOTT DALEY</p> <p>for a permit pursuant to §809 of the Adirondack Park Act and 9 NYCRR Part 577</p>	<p>Date Issued: June 30, 2011</p> <p>To the County Clerk: This permit must be recorded on or before August 29, 2011. Please index this permit in the grantor index under the following names: 1. Scott Daley</p>

SUMMARY AND AUTHORIZATION

Scott Daley is granted a renewed permit, on conditions, for the construction of a single family dwelling in a previously authorized subdivision, in an area classified Rural Use by the Official Adirondack Park Land Use and Development Plan Map in the Town of Keene, Essex County.

This project may not be undertaken, and no transfer deed shall be recorded, until this renewed permit is recorded in the Essex County Clerk's Office. This renewed permit shall expire unless so recorded on or before August 29, 2011 in the names of all persons listed on the first page hereof and in the names of all owners of record of any portion of the project site on the recordation date.

This renewed permit is void if the project authorized herein is not in existence within four years from the date the permit is recorded. The Agency will consider the amended project in existence when the single family dwelling and on-site wastewater treatment system construction herein authorized are completed.

Nothing contained in this permit shall be construed to satisfy any legal obligations of the applicant to obtain any governmental approval or permit from any entity other than the Agency, whether federal, state, regional or local.

AGENCY JURISDICTION

The project as originally proposed authorized a twenty-seven lot subdivision and the construction of one single family dwelling on lots 1-6 and 8-27 as described in the Finding of Facts and conditions in Permits P78-318A and B. Condition O of P78-318A/78-146 requires the project sponsor to submit a plat plan indicating the proposed development for lots 19-24, 26 and 27. This is Lot 20 of the approved subdivision.

PROJECT SITE AND PROJECT DESCRIPTION

The project as originally proposed is described in Permit P78-318A/78-146. The requested amendment involves the construction of a 1400± square foot (footprint) single family dwelling to include an attached garage to be constructed on Lot 20 of the approved subdivision. The dwelling will be 25± feet in height and will be dark brown in color. The single family dwelling, limits of clearing, location of the on-site wastewater treatment system and other related development is shown on a surveyed site plan entitled "Map of Survey showing lands of Michael and Patrick Christie, to be conveyed to Scott Daley", prepared by Daniel H. Edler, L. S. dated November 14, 2005, last revised on March 27, 2007. A reduced-scale copy of the site plan is attached as a part of this permit. The original, full-scale maps and plans referenced in this permit are the official plans for the project.

The project as originally proposed and authorized has not been undertaken to date. The applicant has requested that the Agency issue a renewed permit to allow the project to be undertaken and completed as originally proposed and authorized. No changes to the project are proposed.

CONDITIONS

BASED UPON THE FINDINGS BELOW AND INFORMATION CONTAINED IN THE PROJECT FILE, THE RENEWED PROJECT IS APPROVED SUBJECT TO THE FOLLOWING CONDITIONS:

1. All conditions in Permits P78-318/78-146A, B, C and D remain in full force and effect.
2. This renewed permit is binding on the applicant(s), all present and future owners of the project site and all contractors undertaking all or a portion of the project. Copies of this permit and the site plan map(s) referred to herein shall be furnished by the applicant to all subsequent owners or lessees of the project site prior to sale or lease, and by the applicant

and/or any subsequent owner or lessee to all contractor(s) undertaking any construction activities pursuant to the permitted project. All deeds conveying all or a portion of the lands subject to this permit shall contain references to this permit as follows: "The lands conveyed are subject to Adirondack Park Agency Permit 78-146D issued July 11, 2007, and Permit 78-146DR issued June 30, 2011, the terms and conditions of which are binding upon the heirs, successors and assigns of the grantors and all subsequent grantees."

FINDINGS OF FACT

Findings of Fact 1 through 21 are contained in Permit P78-318A/78-146, which was issued on March 1, 1979 and Finding of Fact 22 contained in Permit P78-318B which was issued October 28, 1982 remain in effect. Permit P78-318A was recorded on March 27, 1979 in Book 9 of APA Permits at Page 232. Permit P79-218B was recorded on October 29, 1982 in Book 15 of APA Permits at Page 294. Findings of Fact 23 through 27 are contained in Permit 78-146D, which was issued July 11, 2007 and recorded on August 3, 2007 in Book 1736 of APA Permits at Page 339 and remain in effect. All permits were recorded in the Essex County Clerk's Office.

28. A letter from Scott Daley requesting the renewal of Permit 78-146D was received on June 27, 2011.
29. The project site consists of 4.2+ acres and is identified on Town of Keene Tax Map Section 53.6, Block 1 as Parcel 5.312. The project site is described in a deed from Patrick and Michael Christie to Scott B. Daley which was recorded November 26, 2007 in the Essex County Clerk's Office in Liber 1558 of Deeds at Page 247.


NO. 1558
LIBER 1558
PAGE 247
NOV 26 2007

CONCLUSIONS OF LAW

The Agency has considered all statutory and regulatory criteria for project approval as set forth in §809(10) of the Adirondack Park Agency Act (Executive Law, Article 27) and 9 NYCRR Part 574; and §15-2709 of the NYS Wild, Scenic and Recreational Rivers System Act (ECL, Article 15, Title 27) and 9 NYCRR Section 577.8. The Agency hereby finds that the project is approvable and complies with the above criteria, provided it is undertaken in compliance with the conditions herein.

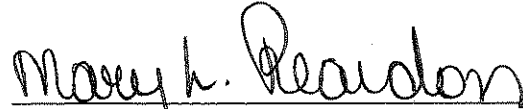
PERMIT issued this 30 day
of June, 2011.

ADIRONDACK PARK AGENCY

BY: 
Richard E. Weber, III
Deputy Director, Regulatory Programs

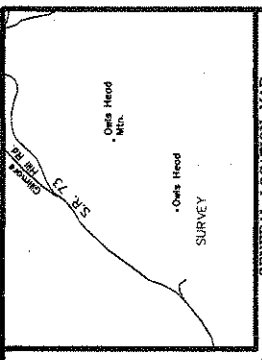
STATE OF NEW YORK)
) ss.:
COUNTY OF ESSEX)

On the 30 day of June in the year 2011, 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.

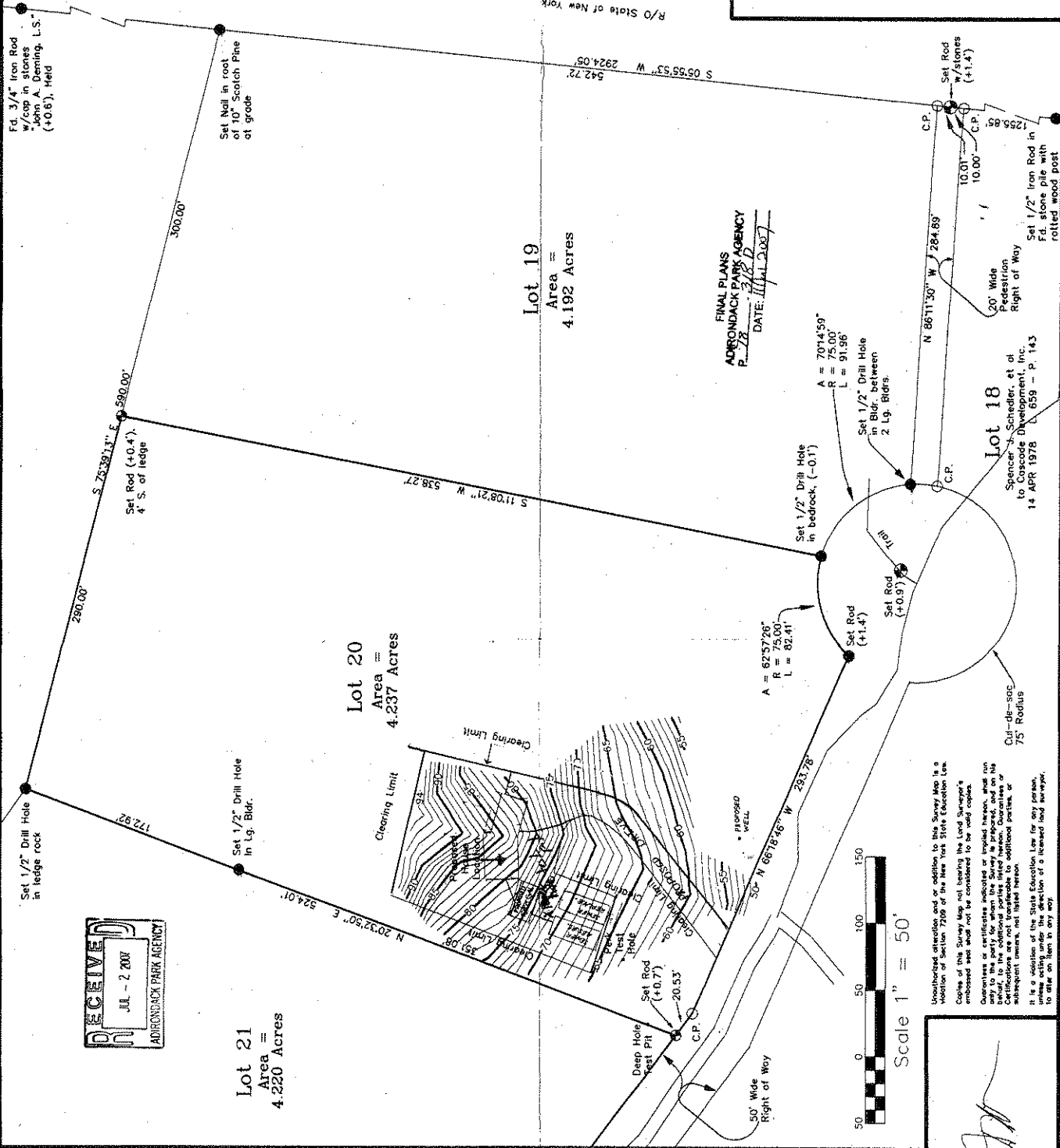

Notary Public

REW:HEK:mlr

MARY L. REARDON
Notary Public - State of New York
Qualified in Franklin County
No. 01RE6114798
Commission Expires, August 23, 2012



~ GENERAL LOCATION MAP ~

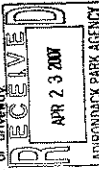


NOTES ~

- Applicable zoning restrictions, etc., not shown hereon.
- Existence and location of wetlands and/or underground utilities, if any, not determined by this Survey.
- Adjoining ownership data not verified.
- Survey conducted without the benefit of an Abstract.
- Title and subject to any findings of record.
- Minors, C.C., and heirs of this Survey.
- Rights of Way, shown are part of Cascade Dev., Inc., L. 659, P. 143
- Revised to show additional contours.

LEGEND ~

- C.P. - Computed Point, nothing set or located in the field
- Fd. - Found monument as noted
- Set Rod - Set 5/8" iron Rod with aluminum cap.
- U.P. - Utility Pole.
- - Utility lines.
- - Edge of road pavement or driveway.
- - Subject Property Lines.
- - Parcel lines.



MAP OF SURVEY
SHOWING CERTAIN LANDS OF
MICHAEL B. CHRISTIE
&
PATRICK I. CHRISTIE
TO BE CONVEYED TO
SCOTT DALEY

TOWN OF KEENE COUNTY OF ESSEX STATE OF NEW YORK

~ LOCATION ~
 Lot 61, Township 61, Old Military Tract
 ~ REFERENCE DEED ~
 From Cascade Development, Inc., 26 FEB 1987, L. 660, P. 67
 Daniel H. Elder, L.S.
 Survey Completed
 14 NOV 2006
 Mapped
 14 JUL 2006
 by: drc@nyaboo.com
 Revised 27 MAR 2007

FINAL PLANS
 ADIRONDACK PARK AGENCY
 P. 27
 DATE: 3/14/2007

Unauthorized alteration and/or addition to the Survey Map is a violation of Section 7205 of the New York State Education Law.

Copies of this Survey Map not bearing the Land Surveyor's embossed seal shall not be considered to be valid copies.

Guarantees or warranties are not made by the Surveyor as to the correctness of the information shown hereon. Guarantees or warranties are not made by the Surveyor as to the correctness of the information shown hereon.

If the Surveyor is held liable for any portion of the information shown hereon, the Surveyor shall be liable for the same under the provisions of a standard fee agreement.

