



LEILANI CRAFTS ULRICH
Chairwoman

TERRY MARTINO
Executive Director

MEMORANDUM

TO: Terry Martino, Executive Director

FROM: John M. Burth, Environmental Program Specialist 2

DATE: December 3, 2015

RE: November 2015 Enforcement Program Report

Attached is the Enforcement Program Report for the month of November 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 November	2014	2013
At Beginning of Period	140	121	149
Cases Opened	17	207	209
Cases Closed	16	190	237
At End of Period	141	138	121

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

	November 2015	Total 2015	2014 Total
New Cases Opened	17	187	207
Site Visits	15	167	164
Settlement Agreements Sent*	12	102	83
Settlement Agreements Signed	6	60	43
Notice of Violation or Hearing Sent	0	0	0
Cases Referred to AG	0	1	1
Cases Referred to the EC	0	0	0
Cases Closed: Compliance w/o SA	2	37	42
Cases Closed No Violation	8	81	98

* Currently 33 Open Cases with Unsigned Settlement Agreements

3. Breakdown of New Cases:

Type of Violation	Nov. 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		19	8	V-2 NV-1
Subdivision in Resource Management	1	10	6	V-0 NV-2
Wetland Subdivision		16	18	V-4 NV-2
Wetland Disturbance	4	49	51	V-6 NV-9
Rivers Project		5	7	V-1 NV-3
Permit Violation	5	22	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		2	4	V-1 NV-0
Clearcut >25 Acres		1	6	V-0 NV-5
Commercial Use		1	4	V-0 NV-4
Junkyards		1	5	V-0 NV-3
Campgrounds		2	2	V-0 NV-1
Mobile Home Court			1	V-0 NV-0
Shoreline Setback	6	43	35	V-4 NV-7
Shoreline Cutting		8	15	V-2 NV-2
Waste Disposal Area		1	3	V-0 NV-0

Septic Setback		2	3	V-0 NV-1
Sand and Gravel Excavation		5	3	V-0 NV-0
Multiple Family Dwelling	1	2	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	11	0	6
July	5	1	1
August	4	0	2
September	1	0	0
October	0	0	0
November	17	0	11
December			
TOTAL	83	4	45

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

Six enforcement cases were resolved by settlement agreements executed in **November 2015** 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.

- **WETLAND SUBDIVISION**

E2015-0169, LaPierre (Hopkinton, St. Lawrence)

E2015-0073A, Solecki (Schroon, Essex)

- **SUBDIVISION IN RIVERS AREA**

E2015-0098A, Benson (Saranac, Clinton)

SETTLEMENTS OF OTHER VIOLATIONS (3)

- E2015-0102, Macbeth (Inlet, Hamilton)
Construction of a single family dwelling in 2006 with attached structures within 75 feet of the mean high water mark of Limekiln Lake on a lot with less than 150 feet of shoreline. Settlement requires implementation of an Agency-approved remediation plan.
- E2015-0137, McCarthy (Fort Ann, Warren)
Expansion of a pre-existing retaining wall greater than 100 square feet in size within 50 feet of the mean high water mark of Lake George in 2015. Settlement requires implementation of Agency-approved remediation plan and payment of a \$500 civil penalty.
- E2015-0131, Locke (North Elba, Essex)
Tree cutting in noncompliance with Agency Permit 2003-0073. Settlement requires submission and implementation of a vegetative planting plan and payment of a \$250 civil penalty.

Inter-Division Coordination

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

	November 2015	2015 Total	2014 Total
Jurisdictional Determinations Issued from Enforcement	3	60	69
Project Pre-applications Assigned to Enforcement Staff	1	34	13
Permit Applications Assigned to Enforcement Staff	8	65	54
Site Visits by Enforcement Staff for Review of Project Applications	7	44	47
Permits Issued With Enforcement Staff as Assigned Project Review Officer	0	18	32
Shoreline Photo Inventories	0	15	6