



SHERMAN CRAIG
Chairman

TERRY MARTINO
Executive Director

MEMORANDUM

TO: Terry Martino, Executive Director

FROM: John M. Burth, Environmental Program Specialist 2

DATE: March 1, 2018

RE: January and February 2018 Enforcement Program Report

Attached is the Enforcement Program Report for the months of January and February 2018, summarizing the activities of the enforcement division and management of alleged violations within the Park.

1. Enforcement cases opened and closed during the reporting period.

	Jan 2018	Feb 2018	2018
Beginning of Period	168	155	168
Cases Opened	9	11	20
Cases Closed	22	7	29
End of Period	155	159	

2. Detailed description of enforcement program activity.

	January 2018	February 2018	Total 2018
New Cases Opened	9	11	20
Site Visits	1	4	5
Settlement Agreements Sent*	15	9	24
Settlement Agreements Signed	9	2	11
Notice of Violation or Hearing Sent	0	0	0
Cases Referred to Attorney General	0	0	0
Cases Referred to Enforcement Committee	0	0	0
Compliance w/o Settlement Agreement	4	2	6
Cases Closed No Violation	7	3	10

* 20 Currently Open Cases with Unsigned Settlement Agreements

3. Types of Cases Opened:

Alleged Violation	Jan. 2018	Feb. 2018	2018 Total
Substandard Lot Subdivision			
Lot Counting Subdivision		1	1
Resource Management Subdivision	2		2
Critical Environmental Area Subdivision			
Wetland Subdivision	4	3	7
Wetland Project	1	1	2
Development in River Area			
Permit Violation	1	2	3
Development in Critical Environmental Area			
Structure Over 40 Feet			
25-Acre Clearcut			
Commercial Use	1	1	2
Junkyard			
Campground			
Shoreline Structure Setback		1	1
Shoreline Cutting		1	1
Waste Disposal Area		1	1
Commercial Sand and Gravel Extraction			
Tourist Accommodation			
Dwelling in Resource Management			
River Area Cutting			

4. **Salesweb Monitoring 2018:**

Month	Subdivisions In Park	Cases Opened	Subdivisions Reviewed as JIF or Permit
January	10	2	6
February	13	1	10
March			
April			
May			
June			
July			
August			
September			
October			
November			
December			
TOTAL	23	3	16

5. **Monthly Report of Executed Settlement Agreements:**

Eleven enforcement cases were resolved by settlement agreements executed in **January and February 2018** as follows:

E2017-0139, Siegel (St. Lawrence County)

Construction of a walkway in wetlands within the shoreline setback of Tupper Lake since 2002 by a prior owner. Settlement requires implementation of Agency-approved wetland planting plan, prohibits any additional structures within the shoreline setback or any expansion of the walkway, and requires filing in the County Clerk's Office.

E2017-0192, Newport Telephone (Ohio, Herkimer County)

Subdivision creating a substandard-sized parcel on Rural Use lands within a highway critical environmental area in 1989. Settlement restricts the property to no principal buildings, requires a permit for any future subdivision or new land use or development and requires filing in the County Clerk's Office.

E2017-0196, Merry-Go-Round Hunting Club (Saranac, Clinton County)

Wetland fill in 2017. Settlement requires removal of all fill, stabilization of the site, and payment of a \$250 civil penalty.

E2017-0088, Kellogg & Martin (Fort Ann, Washington County)

Construction of a patio within the shoreline setback of Hadlock Pond in 2016. Settlement requires the patio to be separated from other structures, reduced in size, and payment of a \$150 civil penalty.

E2017-0171, Blanchard (Northampton, Fulton County)

Subdivision involving wetlands in 2017. Settlement recognizes property as lawful, requires Agency authorization for construction of a single family dwelling, authorizes a driveway location, allocates principal building rights, requires Agency approval of any on-site wastewater treatment system, places restrictions on lighting, and requires filing in the County Clerk's Office.

E2016-0190, Condit (Putnam, Washington County)

Construction of a single family dwelling in a Resource Management land use area in 2000. Settlement recognizes dwelling as lawful, requires Agency approval for any expansion, requires installation of a new on-site wastewater treatment system prior to any increase in occupancy of the dwelling, restricts color and lighting, and requires filing in the County Clerk's Office.

E2017-0208C, Murphy & Walker (Horicon, Warren County)

Wetland subdivision in 2004 without a valid Agency permit. Settlement recognizes property as lawful, allows for construction of a single family dwelling and on-site wastewater treatment system subject to conditions, restricts lighting and vegetation removal, and requires filing in the County Clerk's Office.

E2017-0164, Winters (Webb, Herkimer County)

Vegetation removal in noncompliance with Permit 88-459A and Permit 88-459B. Settlement requires replanting pursuant to an Agency-approved plan and payment of a \$500 civil penalty.

E2017-0182, Depue (Clare, St. Lawrence County)

Construction of a single family dwelling in a designated study river area in 2015. Settlement recognizes dwelling as lawful, requires Agency authorization for any expansion, restricts lighting, and requires filing in the County Clerk's Office.

E2017-0181, Essex County (North Hudson, Essex County)

Subdivision involving wetlands and creating a substandard-sized parcel within a designated highway critical environmental area in 2004. Settlement recognizes lots as lawful, allocates principal buildings, requires Agency approval for future activities involving wetlands or located on the substandard-sized parcel, and requires filing in the County Clerk's Office.

E2017-0181A, Town of North Hudson (North Hudson, Essex County)
 Subdivision in a designated highway critical environmental area creating a substandard-sized parcel in 2004. Settlement recognizes property as lawful, allocates principal buildings, requires an Agency permit for activities within the highway critical environmental area, and requires filing in the County Clerk's Office.

6. Inter-Division Coordination

	Jan. 2018	Feb. 2018	2018 Total
Jurisdictional Determinations Issued from Enforcement	3	0	3
Project Pre-Applications Assigned to Enforcement Staff	0	1	1
Permit Applications Assigned to Enforcement Staff	4	5	9
Site Visits by Enforcement Staff for Review of Project Applications	1	2	3
Permits Issued with Enforcement Staff as Assigned Project Review Officer	8	3	11
Shoreline Photo Inventories	0	0	0