



ANDREW M. CUOMO
Governor

TERRY MARTINO
Executive Director

MEMORANDUM

TO: Terry Martino, Executive Director

FROM: John M. Burth, Environmental Program Specialist 3

DATE: September 3, 2020

RE: Regulatory Programs Enforcement Report

The following is the Regulatory Programs Enforcement Program Report for the months of July and August 2020 summarizing the activities of the Enforcement Program and management of alleged violations within the Park.

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

	July 2020	August 2020
Beginning of Period	238	250
Cases Opened	30	22
Cases Closed	18	10
End of Period	250	262

2. Detailed description of Enforcement Program activity

	July 2020	August 2020	Total 2020
New Cases Opened	30	22	140
Site Visits	16	13	45
Settlement Agreements Sent*	1	5	35
Settlement Agreements Signed	1	1	18
Notice of Apparent Violation Sent	0	0	0
Cases Referred to Attorney General	0	0	1
Cases Referred to Enforcement Committee	0	0	1
Compliance w/o Settlement Agreement	2	1	11
Cases Closed No Violation	15	8	60

*22 Currently Open Cases with Unsigned Settlement Agreements

3. Types of Cases Opened:

Alleged Violation	July 2020	Aug. 2020	2020 Total
Substandard Lot Subdivision			7
Lot Counting Subdivision			3
Resource Management Subdivision			2
Critical Environmental Area Subdivision			
Wetland Subdivision		2	15
Wetland Project	11	3	31
Rivers Project	1	2	3
Permit Violation	5	3	22
Development in CEA			
Structure Over 40 Feet			
25-Acre Clearcut			4
Commercial Use	1	1	2
Junkyard			2
Shoreline Structure Setback	7	2	15
Shoreline Cutting	4	1	14
Waste Disposal Area		1	2
Commercial Sand and Gravel Extraction		1	2
Dwelling in Resource Management		1	3
Septic w/in 100' of a wetland	1	4	10
Tourist Attraction			1
Multiple Family Dwelling			
Group Camp			1
Watershed Management Project		1	1

4. Salesweb 2020 Monitoring

Month	Subdivisions In Park	Cases Opened	Subdivisions Reviewed as JIF or Permit
January	12	1	9
February	4	0	3
March	2	0	2
April	6	0	6
May	6	0	1
June	5	1	5
July	19	1	18
August	1	0	1
September			
October			
November			
December			
TOTAL	55	3	45

5. Executed Settlement Agreements: Two enforcement cases were resolved by settlement agreements executed in July and August:

E2020-0057, Amy Hill, LLC (Moriah, Essex County)

Resource Management subdivision involving wetlands in 2008. Settlement recognizes the lot as lawful and requires that it be merged with an adjacent lot. Settlement allocates density, requires a permit for any new land use and development and requires filing in the County Clerk's Office.

E2020-0046, Luzerne-Hadley Consolidated Fire District (Lake Luzerne, Warren County)

Construction of a public/semi-public building in 2018 resulting in a new site less than 0.92 acres in Moderate Intensity Use. Settlement recognizes the public/semi-public building and new site as lawful, authorizes construction of an attached accessory structure, requires silt fence during construction and restricts new lighting and signs. Settlement allocates density, requires prior Agency review prior to any expansion, replacement, or upgrade, or upon failure of the existing on-site wastewater treatment system and must be filed in the County Clerk's Office.

6. Regulatory Programs Enforcement Staff Coordination

	July 2020	Aug. 2020	2020 Total
Jurisdictional Determinations Issued	15	17	46
Assigned Project Pre-Applications	3	1	24
Assigned Permit Applications	23	24	125
Site Visits for Review of Project Applications	15	7	39
Permits Issued	6	15	65
Shoreline Photo Inventories	0	0	0