



ANDREW M. CUOMO
Governor

TERRY MARTINO
Executive Director

MEMORANDUM

TO: Terry Martino, Executive Director

FROM: John M. Burth, Environmental Program Specialist 3

DATE: July 8, 2021

RE: Regulatory Programs Enforcement Report

The following is the Regulatory Programs Enforcement Report for the months of April, May, and June 2021, 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.

	April 2021	May 2021	June 2021
Beginning of Period	239	251	272
Cases Opened	22	29	24
Cases Closed	10	8	20
End of Period	251	272	276

2. Detailed description of enforcement program activity.

	April 2021	May 2021	June 2021	Total 2021
New Cases Opened	22	29	24	97
Site Visits	3	5	18	33
Settlement Agreements Sent*	3	2	4	22
Settlement Agreements Signed	2	2	2	16
Notice of Violation or Hearing Sent	0	0	1	2
Cases Referred to Attorney General	0	1	0	1
Cases Referred to Enforcement Committee	0	0	0	1
Compliance w/o Settlement Agreement	3	2	4	18
Cases Closed No Violation	7	6	13	44

*Currently Open Cases with Unsigned Settlement Agreements

3. Types of Cases Opened

Alleged Violation	Apr. 2021	May 2021	June 2021	Total 2021
Substandard Lot Subdivision	2	2	1	5
Lot Counting Subdivision		2		3
Resource Management Subdivision				
Wetland Subdivision	3	1	1	5
Wetland Project	5	10	10	33
Rivers Project		2	2	5
Permit Violation	3	5	2	17
25-Acre Clearcut		1		1
Commercial Use				2
Junkyard				
Shoreline Structure Setback	1			1
Shoreline Cutting	4	6	3	13
Waste Disposal Area	2			4
Commercial Sand and Gravel Extraction				1
Dwelling in Resource Management	1			1
Septic w/in 100' of a wetland				
Tourist Attraction				
Group Camp				
Watershed Management Project				
Campground	1		5	6

4. **Salesweb Monitoring 2021:**

Month	Subdivisions In Park	Cases Opened	Subdivisions Reviewed as JIF or Permit
January	3		1
February	19		13
March	25		17
April	14	1	7
May	15		10
June	16		9
July			
August			
September			
October			
November			
December			
TOTAL	92	1	57

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

Six enforcement cases were resolved by settlement agreements executed in **April, May, and June 2021** as follows:

E2020-0023, Deems (Black Brook, Clinton County)

Subdivision undertaken in noncompliance with Permit 2002-0209 in 2018. Settlement recognizes property as lawful, allows for construction of an accessory structure and installation of a utility pole, requires a permit for any new principal building, and places restrictions on vegetation removal. The settlement must be filed in the County Clerk's Office.

E2021-0009, Sabatino (Bolton, Warren County)

Subdivision involving wetlands without a valid permit in 2014. Settlement recognizes property as lawful and allows for a prospective four-lot subdivision and construction of single family dwellings subject to conditions regarding wastewater treatment, accessory structures, lighting, docks, boathouses, building color, vegetation removal, and stormwater management. Settlement must be filed in the County Clerk's Office.

E2020-0097C, Hunt (Fine, St. Lawrence County)

Subdivision involving wetlands in 2019. Settlement recognizes property as lawful, requires an Agency permit for future subdivision or construction of a principal building,

requires Agency approval for any on-site wastewater treatment system, and requires filing in the County Clerk's Office.

E2021-0035, Kadric (Essex, Essex County)

Lot counting subdivision resulting from the construction of a single family dwelling in 2020. Settlement recognizes dwelling as lawful, allows for a two-lot subdivision of the property, allocates principal buildings, requires upgrading of the on-site wastewater treatment system and filing in the County Clerk's Office.

E2021-0033, Parker (Lake George, Warren County)

Subdivision involving wetlands in 2002. Settlement recognizes property as lawful, allows for construction of a dwelling and wastewater treatment system subject to conditions including implementation of erosion and sediment control measures, and requires filing in the County Clerk's office.

E2021-0062, Schoeninger (Ticonderoga, Essex County)

Subdivision involving wetlands in 2005. Settlement recognizes property as lawful, allows for construction of a dwelling, requires connection of the dwelling to municipal sewer, requires authorization of future structures, and filing in the County Clerk's Office.

6. Regulatory Programs Enforcement Staff Consultation

	April 2021	May 2021	June 2021	2021 Total
Jurisdictional Determinations Issued	27	1	4	39
Assigned Project Pre-Applications	3	2	7	20
Assigned Permit Applications	21	9	33	114
Site Visits for Review of Project Applications	16	7	24	62
Permits Issued	10	5	24	76
Shoreline Photo Inventories				0