

General Permit 2024G-1

Certain Minor Regulated Activities in APA-Jurisdictional Freshwater Wetlands

February 7, 2024

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Presentation Overview

- General Permit Process
- SEQRA

February 7, 2024

- Existing General Permit 2002G-3AAR
- Proposed General Permit 2024G-1
- Board Action



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What is a General Permit?

- General Permit (GP)
 - Authority in 9 NYCRR 572.23
 - Expedited process for projects that meet a certain set of criteria
 - · Recorded in every county in the Park
- GP Application received
- GP Certificate
 - · Issued if criteria are met
 - · Contains standard and project-specific conditions



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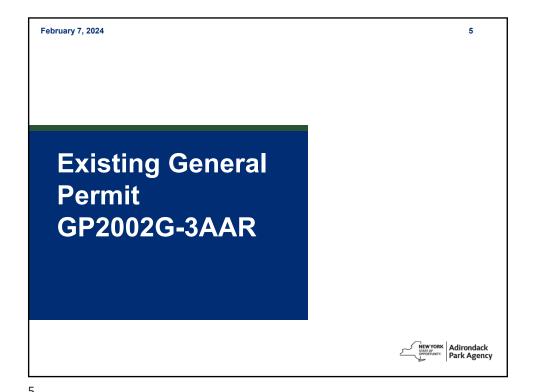
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SEQRA

- Type I Action
- Lead Agency Declaration
- Public Notice #1
- Coordinated Review
- Determination of Significance
- Board Approval
- Public Notice #2



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General Permit 2002G-3AAR
Certain Minor Regulated Activities in APA-Jurisdictional
Freshwater Wetlands

Consists of a General Permit and combined Application/Certification

Eligibility:

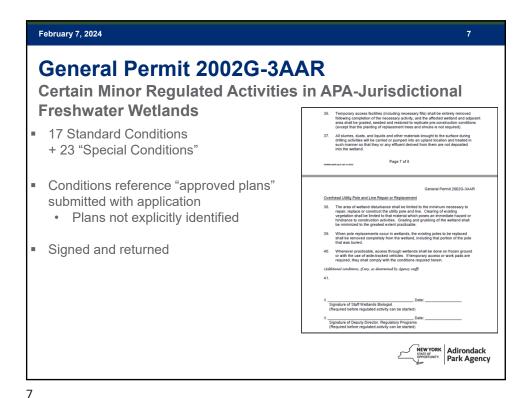
Only jurisdiction is wetlands
Applies to a list of minor/temporary "regulated activities"

Capable of meeting the conditions listed on the combined Application/Certification

Application/Certification

Transported Permit Beautiful Section (1997)

Section (199



Proposed General Permit GP2024G-1

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General Permit 2024G-1

- Jurisdiction
- Eligibility
- Application Review Process
- GP Documents



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Jurisdiction

Pursuant to Section 809(2)(a) of the Adirondack Park Agency Act and Adirondack Park Agency regulations at 9 NYCRR Part 578, a permit is required from the Adirondack Park Agency prior to any deposit of fill in, excavation of, or draining of a wetland in the Adirondack Park.

Pursuant to Section 809(2)(a) of the Adirondack Park Agency Act and Adirondack Park Agency regulations at 9 NYCRR Part 578, a permit is also required from the Adirondack Park Agency prior to the undertaking of any activity that substantially impairs the functions served by or the benefits derived from a wetland in the Adirondack Park.



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Eligibility

- 1. This general permit applies where the sole basis of Agency permit jurisdiction over the proposal is due to involvement of wetlands pursuant to Section 810(1) of the APA Act or where the activity constitutes a "regulated activity" pursuant to 9NYCRR 578.3.
- 2. This general permit only applies to the regulated activities listed in Part 2 below.
- 3. This general permit shall not be used for the installation of culverts at new wetland crossings where no wetland crossing previously existed.
- 4. This general permit shall not be used for activities which result in adverse impacts to historic or archeological resources, or rare, threatened or endangered species.

NEW YORK STATE OF PORTUNITY. Adirondack Park Agency

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Regulated Activities in Wetlands Subject to this General Permit:



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Regulated Activities in Wetlands Subject to this General Permit:

1. Replacement or repair of existing or installation of new private or public underground utilities through wetlands with no permanent fill in or loss of wetlands. Installation activities may include placement of suitable clean soil or stone for backfill or bedding of the utility lines. Authorized utility lines include: pipes or pipelines for the transportation of gaseous, liquid or slurry substances; or any cable, line, fiberoptics or wire for the transmission of electrical energy, telephone, telegraph, radio or television communications. The term utility line shall also include pipes conveying drainage from one area to another. This permit is applicable only for construction disturbance of less than one year where there will be complete restoration of the wetland.



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Regulated Activities:

- 2. Installation of temporary work pads, access, or detour drives. This permit is applicable only for construction disturbance of less than one year where there will be complete restoration of the wetland.
- 3. Installation, replacement, or repair of water control structures involving less than 300 square feet of permanent wetland excavation or fill per wetland complex where compensatory wetland mitigation is addressed, as appropriate.
- 4. Installation, replacement, or repair of beaver control structures (inclusive of "beaver deceivers") involving less than 300 square feet of permanent wetland excavation or fill per wetland complex where compensatory wetland mitigation is addressed, as appropriate.



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Regulated Activities:

- 5. Culvert removals, in-place repairs, replacements, or extensions; or new culvert installations involving less than 300 square feet of permanent wetland excavation or fill per wetland complex where compensatory wetland mitigation is addressed, as appropriate.
- 6. Widening or minor improvements to lawfully existing roadways, bridges, driveways, or trails involving less than 300 square feet of permanent wetland excavation or fill per wetland complex where: a) compensatory wetland mitigation is addressed, as appropriate; b) fill is limited to the minimum necessary to bring the facility into compliance with current State design, safety, and capacity standards; and c) the improvements will not change the historic use of the facility or property.



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Regulated Activities:

7. Grading and filling in wetlands lasting less than one year and associated with access for survey and exploratory activities where there will be no permanent fill and complete restoration of the wetland. Survey and exploratory activities include: instrument survey, archaeological and paleontological surveys, seismic operations, drilling of test wells or bore holes, excavation of test pits, core sampling, soil sampling, and other similar exploratory-type activities. The survey and exploratory activities themselves are non-jurisdictional.



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Regulated Activities:

- 8. Replacement or repair of existing or installation of new private or public overhead utility poles and lines with access through wetlands with no permanent fill in or loss of wetlands. Installation activities may include in-kind replacement of existing power poles in wetlands or replacement poles involving an increase in height not resulting in a final height above grade in excess of 40 feet. Activities may also include permanent placement of screw anchors and guy wires in wetlands.
- 9. Installation of new fords involving less than 300 square feet of permanent wetland fill per wetland complex where compensatory wetland mitigation is addressed, as appropriate, which do not involve a perennial stream on active farms for purposes of crossings by farm equipment or animals.



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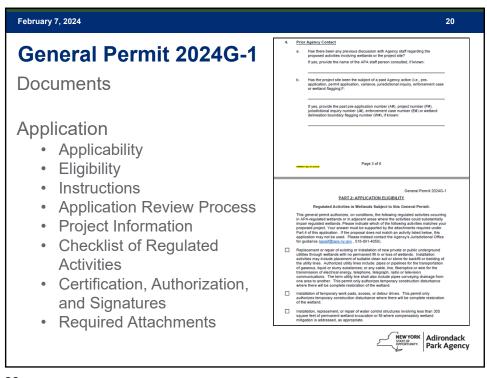
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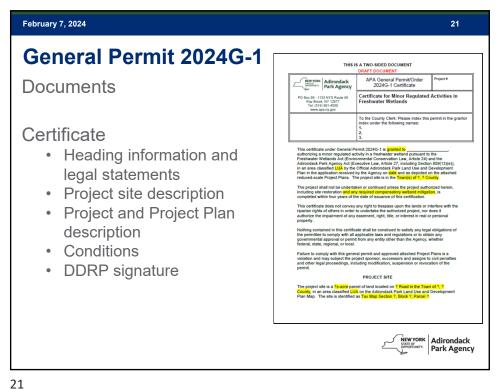
Application Review Process

- · Application submitted
- Within 15 days: Agency confirms jurisdiction, eligibility, reviews application, and schedules site visit, if necessary
- Signed certificate issued within 10 business days of receipt of complete application









February 7, 2024 **GP2024G-1 Certificate Conditions** Standard Conditions: Permit and approved Project Plans provided to contractors Follow approved Project Plans Installation (and removal) of E&S measures Set site restoration schedule Written notification of completion/site restoration with photos Weather conditions Vehicular access Waste disposal, stockpiling, dewatering discharge Prevention of invasives Vegetation removal

GP2024G-1 Certificate Conditions

Project-specific conditions as applicable:

Conditions specific to category of regulated activity

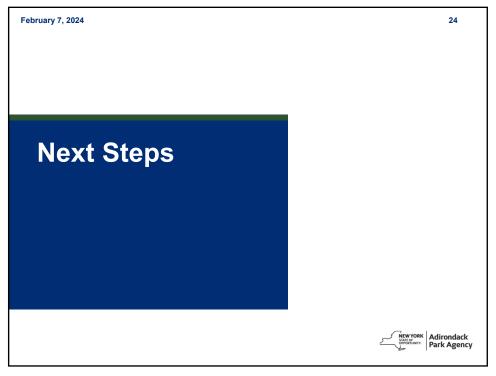
Compensatory wetland mitigation report

Seasonal tree cutting (bats)

Machinery restrictions at high elevation (Bicknell's Thrush)

Other conditions, if necessary, as determined by Agency staff:

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Next Steps: Approval Process GP2023G-1

- February Agency Meeting (this meeting)
 - Resolution to provide notice and hold a 30-day comment period on the draft General Permit 2024G-1
- Public Comment Period
 - Through March 22, 2024
- Future Board Meeting
 - Report back on public comments and Agency responses
 - Review any changes made
 - · Consider approving issuance of GP 2024G-1



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