

THIS IS A TWO-SIDED DOCUMENT

 <p>NEW YORK STATE OF OPPORTUNITY.</p> <p>Adirondack Park Agency</p> <p>P.O. Box 99, 1133 NYS Route 86 Ray Brook, New York 12977 Tel: (518) 891-4050 Fax: (518) 891-3938 www.apa.ny.gov</p>	<p>Emergency Certificate 2023-0133</p>
<p>In the Matter of a Notice by</p> <p>NYS DEPARTMENT OF TRANSPORTATION</p> <p>for an Emergency Certificate pursuant to § 572.15(c) of the Adirondack Park Agency Rules and Regulations</p>	<p>Effective Date: July 25, 2023</p>
	<p>NYS Adirondack Park Agency Emergency Certificate</p>

Emergency Certification

The proposal described below constitutes an emergency project pursuant to § 572.15(c) of the Adirondack Park Agency Rules and Regulations and is being undertaken to protect life and/or property. Accordingly, no permit or further review of the proposal is required from the Adirondack Park Agency. This Emergency Certificate is based on and made only for the project described in the documents submitted in the July 24, 2023 correspondence from NYS Department of Transportation to the Agency.

No otherwise jurisdictional activity shall occur on the project site without prior Agency approval beyond the emergency project described herein. Once there is no longer an immediate threat to life or property, the Applicant shall seek authorization from the Agency for any additional planned repairs, remediation, or recovery from the emergency.

Project Site

Town/Village: Indian Lake & Newcomb

County: Hamilton & Essex

NYS DOT Marker: 2822091219, 2822091259, 28N22011174, 3022061619, 3022061620, 3022061653

Road and/or Water Body: NYS Route 30, NYS Route 28N, NYS Route 28 (Loon Brook).

Land Use Area/State Land Classification: Hamlet, Moderate Intensity & Resource Management.

Emergency Project Description

On July 10, 2023, heavy rain and severe flooding created hazardous conditions in New York State posing an imminent danger to public transportation, utility service, public health, and public safety systems. The storm caused significant damage to NYS Routes 28, 28N and 30 in the Towns of Indian Lake and Newcomb. On July 11, 2023, the Town of Long Lake issued a State of Emergency and Governor Kathy Hochul issued Executive Order 29.1 declaring a State Disaster Emergency in Hamilton County. On July 22 2023, the Federal Emergency Management Agency (FEMA) also issued a Major Disaster Declaration for Hamilton County. The proposed project involves the replacement of several culvert structures, repair of several stream/culvert outlets and the repair and/or replacement of roadway shoulders and embankments located along NYS 30 in the Town of Indian Lake, NYS 28N crossing Loon Brook, and NYS 28 in the Town of Indian Lake. A total of 4 culverts will be repaired/replaced.

General Notice

This Emergency Certificate does not convey any right to trespass upon the lands or interfere with the riparian rights of others in order to undertake the work authorized herein, nor does it authorize the impairment of any easement, right, title, or interest in real or personal property. Nothing contained in this Emergency Certificate shall be construed to satisfy any legal obligations of the Applicant to obtain any governmental approval or permit from any entity other than the Agency, whether federal, State, regional, or local.

AUTHORIZATION issued this 25th day
of July, 2023.

ADIRONDACK PARK AGENCY



BY: _____
David J. Plante, AICP CEP
Deputy Director, Regulatory Programs