


**THIS IS A TWO-SIDED DOCUMENT**

 <p><b>NEW YORK</b> STATE OF OPPORTUNITY.</p> <p><b>Adirondack Park Agency</b></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 <b>P2023-0156</b></p>
<p>In the Matter of a Notice by</p> <p><b>NYS Department of Transportation</b></p> <p>for an Emergency Certificate pursuant to § 572.15(c) of the Adirondack Park Agency Rules and Regulations</p>	<p>Effective Date: August 22, 2023</p>
	<p><b>NYS Adirondack Park Agency Emergency Certificate</b></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 August 18, 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:** Webb

**County:** Herkimer

**NYS DOT Marker:** MP 54.6 and MP 75.95

**Road and/or Water Body:** Adirondack Railroad Corridor/South Branch Moose River

**Land Use Area/State Land Classification:** Resource Management

**Project Site Size:** NA

**Emergency Project Description**

On July 11, 2023, Governor Kathy Hochul issued Executive Order 29.1 declaring a State Disaster Emergency in Herkimer County. On August 8, 2023, a severe weather event caused additional serious damage to multiple locations along the Remsen Tupper Lake Corridor (Adirondack Railroad). The proposed project involves shoulder replacements, reestablishment of ditch lines, and ballast along the Adirondack Railroad Corridor in the Town of Webb.

**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 22 day  
of August 2023.

ADIRONDACK PARK AGENCY



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