


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 www.apa.ny.gov</p>	<p>APA Permit 2023-0194</p>
<p>In the Matter of the Application of</p> <p>VILLAGE OF SPECULATOR Permittee</p> <p>for a permit pursuant to § 809 of the Adirondack Park Agency Act and 9 NYCRR Part 578</p>	<p>Date Issued: March 5, 2024</p> <p>To the County Clerk: Please index this permit in the grantor index under the following names: 1. Village of Speculator</p>

SUMMARY AND AUTHORIZATION

This permit authorizes replacement of a municipal infrastructure (existing vaulted sewage pump station) involving wetlands in an area classified Hamlet on the Adirondack Park Land Use and Development Plan Map in the Village of Speculator, Hamilton County.

This authorization shall expire unless recorded in the Hamilton County Clerk's Office within 60 days of issuance of a signed and notarized permit. The signed and notarized permit shall be recorded in the names of all persons listed above and in the names of all owners of record of any portion of the project site on the recordation date.

The project shall not be undertaken or continued unless the project authorized herein is in existence within five years of the date the permit is recorded in the County Clerk's Office. The Agency will consider the project in existence when this permit has been recorded in the Hamilton County Clerk's Office.

The project shall be undertaken in compliance with all conditions stated herein. Failure to comply with this permit is a violation and may subject the permittee, successors, and assigns to civil penalties and other legal proceedings.

This permit does not convey any right to trespass upon the lands or interfere with the riparian rights of others in order to undertake the authorized project, nor does it authorize the impairment of any easement, right, title or interest in real or personal property.

Nothing contained in this permit shall be construed to satisfy any legal obligations of the permittee to comply with all applicable laws and regulations or to obtain any governmental approval or permit from any entity other than the Agency, whether federal, State, regional, or local.

PROJECT SITE

The project site is a 0.01±-acre parcel of land located on NYS Route 8 in the Village of Speculator, Hamilton County, in an area classified Hamlet on the Adirondack Park Land Use and Development Plan Map. The site is identified as Tax Map Section 113.48, Block 3, Parcel 13, and is described in a deed from Rose Gallup Dickinson and H. David Gallup to the Village of Speculator, dated September 1, 1971, and recorded September 16, 1971, in the Hamilton County Clerk's Office in Book 154 at Page 468 of Deeds.

The project site also contains wetlands comprised of a shrub swamp/wet meadow covertype that have a value rating of "3" pursuant to 9 NYCRR Part 578.5. Additional wetlands not described herein or depicted on the project plans may be located on or adjacent to the project site.

The project site is improved by a pre-existing vaulted pump station (Pump Station #2) which serves the Village of Speculator municipal wastewater treatment system.

PROJECT DESCRIPTION

The project as conditionally approved herein involves replacement of Village of Speculator Pump Station #2 associated with existing municipal wastewater treatment system.

The project is shown on the following maps, plans, and reports: A set of five sheets of seeding specifications titled "Section 02921 – Seeding" , prepared by Lamont Engineers, dated December 2022 and received by the Agency on November 22, 2023; and a 15-sheet set of plans titled "Village of Speculator Flood Recovery Project", prepared by Lamont Engineers, dated December 12, 2022, last revised November 18, 2023, and received by the Agency on November 22, 2023 as follows:

- Sheet C10 – Title Page, Location Map and Drawing Index;
- Sheet C11 – Legend, Abbreviations, and General Notes;
- Sheet C12 – Traffic Control Location Plan and Notes;
- Sheets C-13 & 14 Work Zone Traffic Control Details;
- Sheet C-15 Erosion and Sediment Control Details;
- Sheets C-36 & 37 Standard Details for HDPE & DIP Force Mains;
- Sheet C-38 Standard Details for PVC & DIP Gravity Sewers;
- Sheets C-39 & 40 Standard Manhole Details;
- Sheet C-50 Pump Station Rehabilitation;
- Sheet C-51 Pump Station Plan and Section View;
- Sheet C-52 Valve Vault Details; and
- Sheet E-53 Pump Station Electrical Details.

A reduced-scale copy of Sheet C-50, Pump Station Rehabilitation is attached as a part of this permit for reference.

AGENCY 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 excavation of a wetland in the Adirondack Park.

CONDITIONS

THE PROJECT IS APPROVED SUBJECT TO THE FOLLOWING CONDITIONS:

1. The project shall not be undertaken until this permit has been recorded in the Hamilton County Clerk's Office.
2. This permit is binding on the permittee, all present and future owners or lessees of the project site, and all persons undertaking all or a portion of the project, for as long as Sewer Pump Station #2 involving wetlands continues on the site. Copies of this permit, the project plans, and seeding specifications shall be furnished by the permittee to all subsequent owners or lessees of the project site prior to sale or lease, and by the permittee and/or any subsequent owner or lessee to all persons undertaking any development activities authorized herein.
3. In addition to complying with all terms and conditions of this permit, all future activities on the project site shall be undertaken in compliance with the requirements of New York State's Adirondack Park Agency Act, Freshwater Wetlands Act, and the Adirondack Park Agency's implementing regulations [9 NYCRR §§ 570-588].
4. All deeds conveying all or a portion of the lands subject to this permit shall contain references to this permit as follows: "The lands conveyed are subject to Adirondack Park Agency Permit 2023-0194, issued March 5, 2024, the conditions of which are binding upon the heirs, successors and assigns of the grantors and all subsequent grantees."
5. This permit authorizes the replacement of Pump Station #2 in the location shown and as depicted on the project plans. Any change to the location, dimensions, or other aspect of the pump station replacement shall require a new or amended permit.
6. All wastewater treatment infrastructure on the project site shall continue to be connected to and served by the municipal wastewater treatment system.
7. The project shall be undertaken in compliance with the Erosion and Sediment measure as shown on the project plans.
8. When brought from off-site, all equipment, including but not limited to trucks, excavators, tractors, etc., and hand excavation tools such as shovels, rakes, and picks, to be used on the project site shall be clean and free of soil, mud, or other similar material. If washed on the project site, equipment shall be washed in one location to prevent the distribution of propagules among different wash sites. All construction equipment and vehicles operating in areas that may contain existing invasive species shall be thoroughly cleaned prior to moving to other areas.
9. The undertaking of any activity involving wetlands shall require a new or amended permit.

CONCLUSIONS OF LAW

The Agency has considered all statutory and regulatory criteria for project approval set forth in the Adirondack Park Agency Act, the Freshwater Wetlands Act and 9 NYCRR Part 578, and 9 NYCRR Part 574. The Agency hereby finds that the project authorized as conditioned herein:

- a. will be consistent with the land use and development plan;
- b. will be compatible with the character description and purposes, policies, and objectives of the Hamlet land use area;
- c. will be consistent with the overall intensity guidelines for the Hamlet land use area;
- d. will comply with the shoreline restrictions of § 806 of the Adirondack Park Agency Act;
- e. will not have an undue adverse impact upon the natural, scenic, aesthetic, ecological, wildlife, historic, recreational or open space resources of the Park or upon the ability of the public to provide supporting facilities and services made necessary by the project;
- f. will secure the natural benefits of wetlands associated with the project, consistent with the general welfare and beneficial economic, social, and agricultural development of the state; and
- g. will result in the minimum possible degradation or destruction of any part of the wetland or its associated values, is the only alternative which reasonably can accomplish the applicant's objectives, and will, weighing the benefits of the activity against its cost and the wetland values lost, provide a net social and/or economic gain to the community.

PERMIT issued this 5th day
of March, 2024.

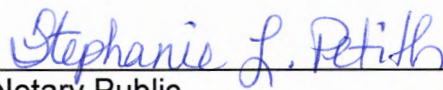
ADIRONDACK PARK AGENCY

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

STATE OF NEW YORK
COUNTY OF ESSEX

On the 5th day of March in the year 2024, before me, the undersigned, a Notary Public in and for said State, personally appeared David J. Plante, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that they executed the same in their capacity, and that by their signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Stephanie L. Petith
Notary Public, State of New York
Reg. No. 01PE6279890
Qualified in Franklin County
Commission Expires April 15, 2025


Notary Public



- NOTES:**
1. CONTRACTOR SHALL VERIFY ALL NEW AND EXISTING PUMP STATION AND PUMP ELECTRICAL CONNECTIONS TO BE REHABILITATED OR REPLACED TO MEET ALL APPLICABLE CODES AND REGULATIONS. CONTRACTOR SHALL VERIFY ALL EXISTING PUMP STATION AND PUMP ELECTRICAL CONNECTIONS TO BE REHABILITATED OR REPLACED TO MEET ALL APPLICABLE CODES AND REGULATIONS. CONTRACTOR SHALL VERIFY ALL EXISTING PUMP STATION AND PUMP ELECTRICAL CONNECTIONS TO BE REHABILITATED OR REPLACED TO MEET ALL APPLICABLE CODES AND REGULATIONS.
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RECEIVED
 Date November 22, 2011
 PROJECT NO. 2011B116