# THIS IS A TWO-SIDED DOCUMENT

NEW YORK STATE OF OPPORTUNITY. Adirondack Park Agency	APA Permit 2024-0111
P.O. Box 99, 1133 NYS Route 86 Ray Brook, New York 12977 Tel: (518) 891-4050 www.apa.ny.gov	Date Issued: June 11, 2024
In the Matter of the Application of <b>NATIONAL GRID</b> <b>Permittee</b> for a permit pursuant to § 809 of the Adirondack Park Agency Act	To the County Clerk: Please index this permit in the grantor index under the following names: 1. National Grid 2. Niagara Mohawk Power Corporation

# SUMMARY AND AUTHORIZATION

This permit authorizes installation of a new utility pole structure in an area classified Hamlet on the Adirondack Park Land Use and Development Plan Map in the Town of Chester, Warren County.

This authorization shall expire unless recorded in the Warren 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 Warren County Clerk's Office. The Agency will consider the project in existence when the authorized utility pole has been installed.

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 the portion of a 6.67-acre parcel of land located south of NYS Route 9 in the Town of Chester, Warren County, in an area classified Hamlet on the Adirondack Park Land Use and Development Plan Map. The site is identified as Tax Map Section 36.3, Block 1, Parcel 17.2, and is improved by an existing substation, utility poles, and parking area.

### PROJECT DESCRIPTION

The project as conditionally approved herein involves the installation of a new utility pole (pole number 102-1/4) with a total height of 47.5 feet above ground level at an existing substation on an existing sub-transmission line.

The project is shown on a three-page set of plans titled, "National Grid, Transmission System, Chestertown-Schroon Lake #3," prepared by National Grid, and dated February 16, 2024 (Project Plans). A reduced-scale copy of the Project Plans is attached as a part of this permit for reference.

### AGENCY JURISDICTION

Pursuant to Section 809(2)(a) of the Adirondack Park Agency Act, a permit is required from the Adirondack Park Agency prior to the construction of any structure in excess of 40 feet in height on Hamlet lands 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 Warren 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 the authorized structure remains on the site. Copies of this permit and Project Plans 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 2024-0111, issued June 11, 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 construction of Structure 102-1/4 in the location shown and as depicted on the Project Plans. Any change to the location, dimensions, or other aspect of the authorized structure shall require prior written Agency authorization.
- 6. Any lighting associated with the authorized structure shall require prior written Agency authorization.

#### CONCLUSIONS OF LAW

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

- a. will meet all of the pertinent requirements and conditions of the approved local land use program of the Town of Chester; and
- b. 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.

PERMIT issued this , 2024 ine

ADIRONDACK PARK AGENCY

BY:

David J. Plante, AICP CEP

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

#### STATE OF NEW YORK COUNTY OF ESSEX

On the May of Mule 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, 20

Notary Publi





