


THIS IS A TWO-SIDED DOCUMENT

 <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 2024-0149</p>
<p>In the Matter of the Application of</p> <p>BRUCE E. CAZA and BRENDA J. CAZA Permittees</p> <p>for a permit pursuant to § 809 of the Adirondack Park Agency Act</p>	<p>Date Issued: January 23, 2025</p>
	<p>To the County Clerk: Please index this permit in the grantor index under the following name(s):</p> <ol style="list-style-type: none">1. Bruce E. Caza2. Brenda J. Caza

SUMMARY AND AUTHORIZATION

This permit authorizes a commercial sand and gravel extraction in an area classified Moderate Intensity Use on the Adirondack Park Land Use and Development Plan Map in the Town of North Hudson, Essex County.

This authorization shall expire unless recorded in the Essex 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 Agency will consider the project in existence when the permit has been recorded.

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 17.77±-acre parcel of land located on US Route 9 and Liberty Road in the Town of North Hudson, Essex County, in an area classified Moderate Intensity Use on the Adirondack Park Land Use and Development Plan Map. The site is identified as Tax Map Section 114.2, Block 2, Parcel 4.1, and is described in a deed from George C. Sherman, Jr. to Bruce E. Caza and Brenda J. Caza, dated December 16, 1996, and recorded January 15, 1997 in the Essex County Clerk's Office at Book 1132, Page 307.

The project site is improved by a sand and gravel extraction that was originally authorized by Agency Permit 1998-0118. The sand and gravel extraction was expanded by Agency Permit 2001-0068, and most recently authorized by Agency Permit 2001-0068E, which expired before a request for a new permit term was received.

PROJECT DESCRIPTION

The project as conditionally approved herein involves the continued operation of a sand and gravel extraction. Operations will affect 5.3 acres over the permit term and lower the mine floor elevation to 778 feet. The affected acreage is a portion of an 11.15-acre life-of-mine area.

Existing access to the project site is from Liberty Road.

The facility is subject to New York State Department of Environmental Conservation (DEC) Permit ID 5-1542-00033/00006 and Mined Land Reclamation Permit MLF #50859, issued on September 10, 2024.

The project is shown on the following maps, plans, and reports:

- a one-sheet plan titled "Mining Plan, Caza Mine, C1.2" prepared by Engineering Ventures Inc., dated August 1, 2008, and last revised September 12, 2008 (Mine Plan); and
- a one-sheet plan titled "Caza Pit Reclamation," prepared by Pratt Excavating LLC, dated October 8, 2024 and received by the Agency on October 31, 2024 (Reclamation Plan).

A reduced-scale copy of the Mine Plan and Reclamation Plan for the project is attached as a part of this permit for easy reference. The original, full-scale maps and plans described in this paragraph are the official plans for the project, with copies available upon request from Adirondack Park Agency headquarters in Ray Brook, New York.

AGENCY JURISDICTION

The project requires an Agency permit pursuant to §§ 809(2)(a) and 810(2)(a)(15) of the Adirondack Park Agency Act [Executive Law, Article 27] as a commercial sand and gravel extraction in a Moderate Intensity Use area.

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 Essex 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 commercial sand and gravel extraction continues on the site. Copies of this permit and Mine Plan and Reclamation Plan 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. This permit amends and supersedes permits 98-118, 98-118A, 2001-0068, 2001-0068A, 2001-0068B, 2001-0068C, 2001-0068D, and 2001-0068E in relation to the project site. The terms and conditions of permits 98-118, 98-118A, 2001-0068, 2001-0068A, 2001-0068B, 2001-0068C, 2001-0068D, and 2001-0068E shall no longer apply to the project site.
5. 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 2024-0149, issued January 23, 2025, the conditions of which are binding upon the heirs, successors and assigns of the grantors and all subsequent grantees."

Development

6. This permit authorizes the undertaking of the commercial sand and gravel extraction in the location shown and as depicted on the Mine Plan. Any change to the location, dimensions, or other aspect of the commercial sand and gravel extraction shall require a new or amended permit.

Outdoor Lighting

7. Any new free-standing or building-mounted outdoor lights associated with the commercial sand and gravel extraction on the project site shall employ full cut-off fixtures that are fully shielded to direct light downward and not into the sky or toward US Route 9, Liberty Road, or adjoining property.

Signage

8. All signs associated with the commercial sand and gravel operation on the project site shall comply with the Agency's "Standards for Signs Associated with Projects" [9 NYCRR Part 570, Appendix Q-3].

Tree Cutting/Vegetation Removal

9. Outside of the disturbance boundary, no trees, shrubs, or other woody stemmed vegetation may be cut, or otherwise removed or disturbed on the project site without prior written Agency authorization, except for 1) within an area shown on the Mine Plan for driveway and utility maintenance, 2) the removal of dead or diseased vegetation, rotten or damaged trees, or any other vegetation that presents a safety or health hazard.

Wetlands

10. The undertaking of any activity involving wetlands shall require a new or amended permit.

Project Operations

Hours of Operation

11. All mining activities, including excavation, grading, stockpiling, screening, reclamation and trucking shall only occur Monday through Friday, from 7am until 5pm, year-round. There shall be no operation on weekends or the following legal holidays: New Years Day, Memorial Day, July 4th, Labor Day, Thanksgiving Day, and Christmas Day. These hours of operation may be extended only with written approval by the DEC and Agency jointly to meet contractual obligations for public works projects.

Stockpiling/Other reclamation activities

12. Reclamation shall be an on-going process whereby areas no longer needed for extraction purposes shall be promptly and successfully reclaimed according to the Reclamation Plan.
13. No wastes of any kind or other materials from off-site locations, including land clearing debris as defined in 6 NYCRR Part 360, shall be stockpiled or disposed of on the project site without prior written Agency authorization. Up to 2,500 cubic yards of clean topsoil, sand, gravel, or stone obtained from lawful off-site sand and gravel or mineral extractions may be stockpiled on the project site for screening and/or amending, and sale or use off-site, or for use in reclamation.

Crushing

14. There shall be no crushing without a new or amended Agency permit.

Blasting

15. There shall be no blasting without a new or amended Agency permit.

Trucking

16. There shall be no more than 40 loaded truck trips leaving the facility on any day without prior written Agency authorization. The mine operator (owner or lessee) shall maintain a daily log of truck trips to be made available to the Agency upon request to ensure compliance with this condition.

Permit Term

17. This permit shall expire upon the expiration date of any Mined Land Reclamation Permit issued by the DEC, unless the Mined Land Reclamation Permit has been re-issued or a new permit issued by the DEC and written authorization for continued operation has been obtained from the Agency prior to that date.

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 be consistent with the land use and development plan;
- b. will be compatible with the character description and purposes, policies, and objectives of the Moderate Intensity Use land use area;
- c. will be consistent with the overall intensity guidelines for the Moderate Intensity Use land use area;
- d. will comply with the shoreline restrictions of § 806 of the Adirondack Park Agency Act; and
- 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.

PERMIT issued this 23rd day
of January, 2025.

ADIRONDACK PARK AGENCY

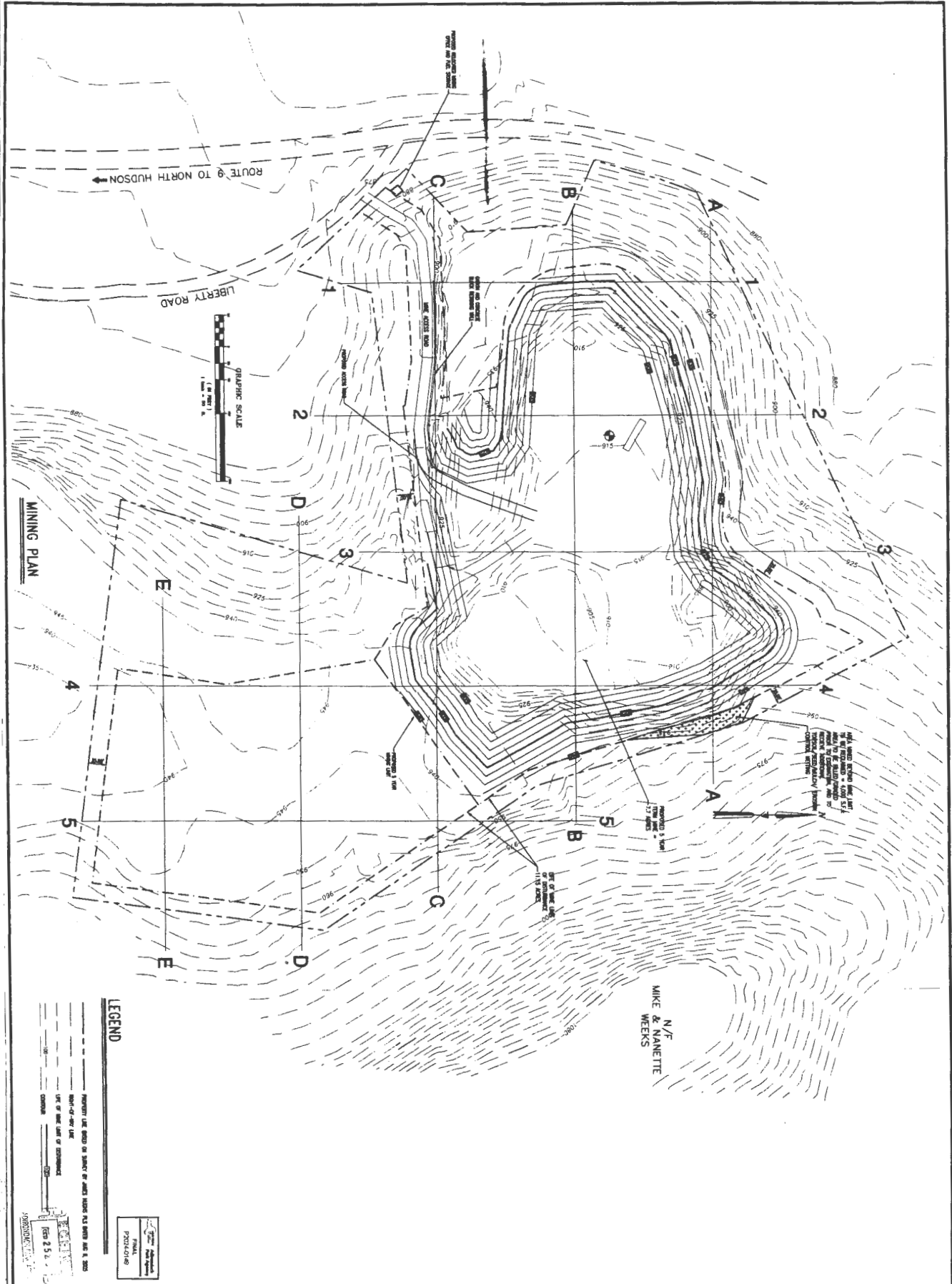
BY: Ariel Lynch
Ariel Lynch
Environmental Program Specialist 3 (EPS3)

STATE OF NEW YORK
COUNTY OF ESSEX

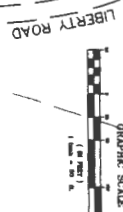
On the 23rd day of January in the year 2025, before me, the undersigned, a Notary Public in and for said State, personally appeared Ariel Lynch, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged 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

Stephanie L. Petith
Notary Public



MINING PLAN



LEGEND

- PROPERTY LINE (BASED ON SURVEY OF ADJACENT PARCELS BY SURVEYOR AND S. 2002)
- MINING OF INTEREST LINE
- COMMON LINE

C1.2

MINING PLAN
 Project Title: **CAZA MINE**
 NORTH HUDSON, NEW YORK

Client:
BRUCE E. & BRENDA J. CAZA
 P.O. BOX 132
 SCHROON LAKE, NY 12870

ENGINEERING VENTURES INC
 280 Ryan Avenue Suite 20, Wallingford, VT 05488
 Tel: 802.883.8222
 Fax: 802.263.8300
 Regional@engventures.com

Rev. No.	Description	Chg'd. PEG.
1	NY DEC COMMENTS 9/12/08	





Proposed Floor Elevation 779



Adirondack Park Agency

RECEIVED

Date: October 31, 2024



Adirondack Park Agency

FINAL

P2024-0149

Scale: 1" = 100'

Symbol	Description
[Red Hatched Area]	Proposed Floor Elevation 779
[Red Outline]	Proposed Boundary
[Dashed Blue Outline]	Boundary
[Black Outline]	Property Line
[Grey Shaded Area]	Topography

North Arrow	Scale
Proposed Boundary	Property Line
Boundary	Topography