


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>Emergency Certificate 2024-0242</p>
<p>In the Matter of a Notice by</p> <p>New York State Department of Environmental Conservation</p> <p>for an Emergency Certificate pursuant to § 572.15(c) of the Adirondack Park Agency Rules and Regulations</p>	<p>Effective Date: September 4, 2024</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 September 3, 2024 correspondence from the New York State Department of Environmental Conservation 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

Road and/or Water Body: McCarthy Road

Land Use Area/State Land Classification: State Land- Independence River Wild Forest

Emergency Project Description


On August 9 and 10, 2024, 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. On August 9, 2024, Governor Kathy Hochul issued Executive Order 38 declaring a State Disaster Emergency in Herkimer County. The proposed project involves repair to a washed out section of McCarthy Road with large limestone fill and removal of material in a downstream wetland.

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 4th day
of September, 2024.

ADIRONDACK PARK AGENCY

BY: 

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Deputy Director, Regulatory Programs