


THIS IS A TWO-SIDED DOCUMENT

 <p>NEW YORK STATE Adirondack Park Agency</p> <p>PO Box 99 · 1133 NYS Route 86 Ray Brook, NY 12977 Tel: (518) 891-4050 www.apa.ny.gov</p>	<p>APA General Permit/Order 2024G-1</p>	<p>Permit #: 2024-0337</p>
	<p>Certificate for Certain Minor Regulated Activities in APA Jurisdictional Freshwater Wetlands</p>	

This certificate under General Permit 2024G-1 is granted to the New York State Department of Transportation, authorizing a minor regulated activity in a freshwater wetland pursuant to the Freshwater Wetlands Act (Environmental Conservation Law, Article 24) and the Adirondack Park Agency Act (Executive Law, Article 27, including Section 809(13)(e)), in an area classified Moderate Intensity Use by the Official Adirondack Park Land Use and Development Plan in the application received by the Agency on December 2, 2024 and as depicted on the attached reduced-scale Project Plans. The project site is in the Town of Chester, Warren County.

The project shall not be undertaken or continued unless the project authorized herein, including site restoration and any required compensatory wetland mitigation, is completed within four years of the date of issuance of this certification.

This certificate 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 certificate 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.

Failure to comply with this general permit and approved attached Project Plans is a violation and may subject the project sponsor, successors and assigns to civil penalties and other legal proceedings, including modification, suspension or revocation of the permit.

PROJECT SITE

The project site is located within the NYS Route 28N right-of-way near Owens Road in the Town of Chester, Washington County, in an area classified Moderate Intensity Use on the Adirondack Park Land Use and Development Plan Map.

Additional wetlands not described herein or depicted on the Project Plans may be located on or adjacent to the project site.

PROJECT DESCRIPTION AS PROPOSED

The project as conditionally approved herein involves the replacement of an existing 10-foot-wide, three-sided frame culvert with a 13-foot-wide, three-sided culvert.

The project is shown on the following plans:

- A seven-sheet plan titled "Culvert Repair/Replacement," for Site E, Culvert C170094, S.H. 736, Route 28N, prepared by the NYS Department of Transportation and dated August 27, 2024 (Project Plans).

A reduced-scale copy of all seven sheets of the Project Plans is attached to this certificate 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.

CONDITIONS

1. This permit is binding on the permittee(s) and all contractors undertaking all or a portion of the project authorized herein. Copies of this certificate and Project Plans shall be furnished by the permittee to all contractors prior to undertaking the activities authorized herein.
2. This certificate authorizes minor regulated activities in a freshwater wetland as depicted and described in the Project Plans. Any change to the location, dimensions, materials, or other aspect of the activities authorized herein shall require prior written Agency authorization.
3. Prior to construction, including clearing and grubbing, temporary erosion and sediment control measures shall be installed and maintained as depicted and described in the Project Plans. All silt fence shall be properly installed with the bottom buried at a depth of at least 4 inches. Once the site has been stabilized, silt fence and any other temporary erosion and sediment controls shall be completely removed.
4. All site restoration activities depicted and described in the Project Plans shall be implemented within three days of project completion, and in accordance with the approved implementation schedule.
5. The permittee shall notify the Agency in writing within five business days after the work authorized by this Certificate including any required restoration of temporary wetland impacts and/or compensatory wetland mitigation has been successfully completed. Written notification shall include color photographs which clearly show the completed work and site restoration and identify the date and location that the photographs were taken.
6. The authorized work shall be scheduled and conducted during drier periods (not during major storm events, spring runoff, and thawing conditions) to avoid and minimize erosion of soils and to prevent silting and muddying of wetlands or surface waterbodies.
7. No mechanized equipment shall be driven in wetlands unless expressly authorized herein. Every effort shall be made to work from upland areas and to minimize disturbances to areas adjacent to wetlands. Only tracked equipment shall be used in