

THIS IS A TWO-SIDED DOCUMENT

 Adirondack Park Agency P.O. Box 99, 1133 NYS Route 86 Ray Brook, New York 12977 Tel: (518) 891-4050 www.apa.ny.gov	APA Permit 2025-0106
In the Matter of the Application of PETER WHITMORE CORINNE WHITMORE Permittees for a permit pursuant to §809 of the Adirondack Park Agency Act	Date Issued: August 14, 2025 To the County Clerk: Please index this permit in the grantor index under the following name(s): 1. Peter Whitmore 2. Corinne Whitmore

SUMMARY AND AUTHORIZATION

This permit authorizes construction of a single family dwelling and the installation of an on-site wastewater treatment system in an area classified Resource Management on the Adirondack Park Land Use and Development Plan Map in the Town of Keene, 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 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 the foundation of the single family dwelling has been constructed.

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 4.43±-acre parcel of land located on Nimrod Trail in the Town of Keene, Essex County, in an area classified Resource Management on the Adirondack Park Land Use and Development Plan Map. The site is identified as Tax Map Section 62.2, Block 3, Parcel 41.100, and is described in a deed from Sarabeth Ashbrook Weeks, Executor of the Last Will and Testamanet of Robert D. Weeks, Jr., to Peter Whitmore, dated November 20, 2021, and recorded December 6, 2021 in the Essex County Clerk's Office under Instrument Number 2021-6410 at Book 2062, Page 287.

PROJECT DESCRIPTION

The project as conditionally approved herein involves the construction of a single family dwelling and the installation of an on-site wastewater treatment system.

The project is shown on the following Project Plans:

- A two-sheet set of plans titled, "Residential Onsite Treatment System, New System, Whitmore, prepared by Ryan M. Burns, P.E., dated last revised June 26, 2025 and received by the Agency on July 1, 2025 (Site & Septic Plans); and
- A ten-page set of plans titled "Residence @ Keene Valley N.Y. for Cora Delmer & Peter Whitmore", prepared by Ernest J. Gailor, dated June 30, 2025 and received by the Agency on July 1, 2025 (Building Plans).

A reduced-scale copy of Sheet 1 of the Site & Septic Plans for the project 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 single family dwelling on Resource Management 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 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. 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 2025-0106, issued August 14, 2025, the conditions of which are binding upon the heirs, successors and assigns of the grantors and all subsequent grantees."
5. Subject to the conditions stated herein, this permit authorizes the construction of one single family dwelling on the project site in the location, footprint, and height shown and as described on the Project Plans. Any change to the location or dimensions of the single family dwelling shall require prior written Agency authorization.
6. The construction of any accessory structure outside the limits of clearing shown on the Project Plans shall require prior written Agency authorization.
7. Construction of any guest cottage on the project site shall require prior written Agency authorization.
8. Any on-site wastewater treatment system(s) on the project site installed within five years of the date of issuance of this permit shall be constructed in conformance with the location and design shown on the Site & Septic Plans. Construction of the system shall be supervised by a New York State design professional (licensed engineer or registered architect). Within 30 days of complete system installation and prior to its utilization, the design professional shall provide written certification to the Agency that the system was built in compliance with the approved plans.

No on-site wastewater treatment system shall be installed on the project site more than five years after the date of issuance of this permit except pursuant to written authorization from the Agency.

9. 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 area.
10. Any new free-standing or building-mounted outdoor lights shall employ full cut-off fixtures that are fully shielded to direct light downward and not into the sky or adjoining property.
11. All exterior building materials, including roof, siding and trim, of the dwelling/any structure on the project site/etc. shall be a dark shade of green, grey, or brown.
12. Outside of the limits of clearing shown on the Site & Septic Plans, no trees, shrubs or other woody-stemmed vegetation may be cut, culled, or otherwise removed on the project site without prior written Agency authorization, except for

the removal of dead or diseased vegetation, rotten or damaged trees, or any other vegetation that presents a safety or health hazard.

13. There shall be no more than one principal building located on the project site at any time. The single family dwelling authorized herein constitutes a principal building.

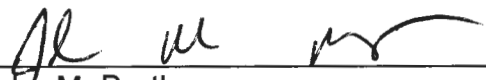
CONCLUSIONS OF LAW

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 single family dwelling 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 Resource Management land use area;
- c. will be consistent with the overall intensity guidelines for the Resource Management land use area; and
- d. 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 14th day
of August, 2025.

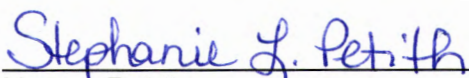
ADIRONDACK PARK AGENCY

BY: 
John M. Burth
Deputy Director, Regulatory Programs

STATE OF NEW YORK COUNTY OF ESSEX

On the 14th day of August in the year 2025, before me, the undersigned, a Notary Public in and for said State, personally appeared John M. Burth, 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.

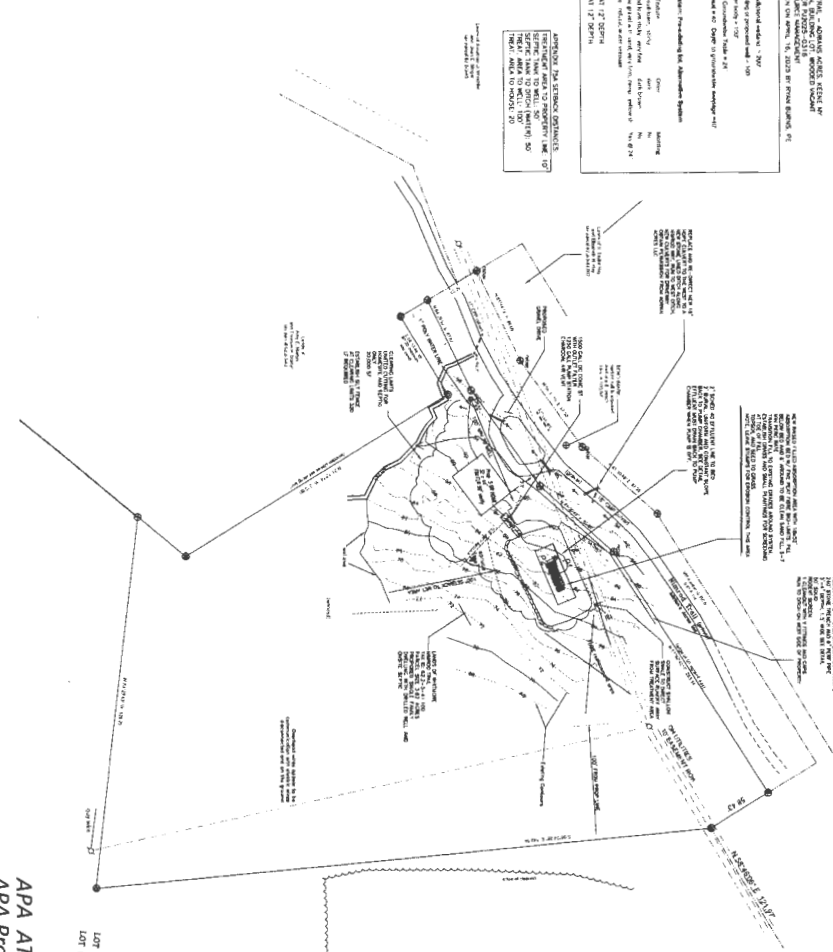
Stephanie L. Petith
Notary Public, State of New York
Reg. No 01PE6279890
Qualified in Franklin County
Commission Expires April 15, 2029


Notary Public

Admission
Park

FINAL

P2025-010

[illegible][illegible][illegible][illegible]

PROPOSED TREATMENT SYSTEM

Scale: 1 inch = 50 Feet

APA ATTACHMENT G
APA Project No. 2025-0106



SURVEY INFORMATION TAKEN AND PREPARED BY ADIRONDACK SURVEYS
PROVISION HAS BEEN GRANTED FOR USE
FINAL PROPERTY SURVEY INFORMATION PREPARED BY SURVEYOR

NO.	DATE	BY	REVISION	DATE CHANGED
1	8-24-03	WJ		

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Architectural Engineers
 11111 W. 10th Avenue, Suite 100
 Denver, CO 80231
 Tel: 303.751.1111
 Fax: 303.751.1112
 www.donaldbrown.com

PROJECT: STERLING, ONE OF, TREATMENT PLANT
LOCATION: MILLIKEN BLVD, DENVER, CO
DRAWN: JUNE 1, 2002
DATE: MAY 1, 2002
DRW: WJ
CHECKED: WJ
DATE: MAY 1, 2002

[illegible]