


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 Emergency Recovery Authorization Permit 2026-0046</p>
<p>In the Matter of the Application of</p> <p>TOWN OF HOPKINTON Permittee</p> <p>for an Emergency Recovery Authorization Permit pursuant to § 572.15(d) of the Adirondack Park Agency Rules and Regulations</p>	<p>Date Issued: March 20, 2026</p>
	<p>To the County Clerk: Please index this permit in the grantor index under the following name(s):</p> <p>1. Town of Hopkinton</p>

EMERGENCY RECOVERY AUTHORIZATION

The Agency has determined that the proposal described below constitutes an Emergency Recovery Authorization and meets all of the statutory and regulatory criteria in the Adirondack Park Agency Act and § 572.15(d) of the Adirondack Park Agency Rules and Regulations, provided the conditions listed herein are met, and is being undertaken to repair, remediate and/or recover from an emergency as it is defined in 9 NYCRR Part 572.15(b)(1).

This Emergency Recovery Authorization Permit is based on and made only for the project described in the documents submitted in the March 5, 2026 correspondence from Ryan Luppino, representing Barton & Loguidice, on behalf of the Town of Hopkinton to the Agency.

This permit shall expire unless recorded in the St. Lawrence County Clerk's Office within 60 days of issuance of a signed and notarized authorization. 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 one (1) year of the date this permit is recorded in the St. Lawrence County Clerk's Office. The Agency will consider the project in existence when the authorized culvert has been replaced.

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 existing culvert crossing carrying Cold Hill Brook under Harriman Road in the Town of Hopkinton, St. Lawrence County, in an area classified Rural Use on the Adirondack Park Land Use and Development Plan Map. The project site is adjacent to adjacent to Tax Map Section 68.004, Block 2, Parcel 4.1.

PROJECT DESCRIPTION

On August 9, 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 St. Lawrence County. The St. Lawrence County Board of Legislators also issued a State of Emergency Declaration on August 9, 2024.

The storm caused significant damage to the existing culvert crossing carrying Cold Hill Brook under Harriman Road. The Town of Hopkinton temporarily re-installed the existing 64-inch-diameter SICPP culvert to restore access.

The project as conditionally approved herein involves replacement of the existing 64-inch-diameter culvert with a 28-foot by 50-foot by 5-foot pre-cast concrete box culvert over Cold Hill Brook.

The project is shown on a two-page set of plans titled "Harriman Road Over Cold Hill Brook" prepared by Barton & Loguidice, and dated March 2026 (Project Plans).

A reduced-scale copy of the Project Plans for the project is attached as a part of this permit for reference.

AGENCY JURISDICTION

Pursuant to Section 809(15) of the Adirondack Park Agency Act, emergency projects are exempted from the permitting requirements of Section 809 of the APA Act.

9 NYCRR Part 572.15 authorizes the Agency to issue Emergency Recovery Authorizations for projects being undertaken to repair, remediate or recover from an emergency as defined in 9 NYCRR Part 572.15(b)(1).

CONDITIONS

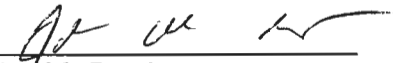
THE PROJECT IS APPROVED SUBJECT TO THE FOLLOWING CONDITIONS:

1. The project shall not be undertaken until this permit has been recorded in the St. Lawrence 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 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. No otherwise jurisdictional activity shall occur on the project site without prior Agency approval beyond the land use and development authorized herein that is necessary for the repair, remediation or recovery from an emergency.
5. This permit authorizes the installation of a culvert in the location shown and as depicted on the Project Plan. Any change to the location, dimensions, or other aspect of the authorized culvert shall require prior written Agency authorization.
6. Erosion and sediment controls shall be undertaken in compliance with the Project Plans.
7. 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.

Dated: March 20th, 2024

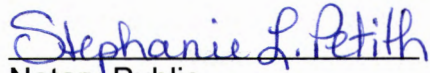
Ray Brook, New York

ADIRONDACK PARK AGENCY

By: 
John M. Burth
Deputy Director, Regulatory Programs

STATE OF NEW YORK
COUNTY OF ESSEX

On the 20th day of March in the year 2024, 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.


Notary Public

STEPHANIE PETITH
Notary Public, State of New York
Reg. No. 01PE6279890
Qualified in Essex County
Commission Expires April 15, 2024

Permanent Impacts below the

OHWE of Cold Hill Brook

Stream Disturbance Length = 50 LF

Disturbance Area = 1,500 SF

Fill Volume = 110 CY

Excavation Volume = 100 CY

Temporary Impacts below the

OHWE of Cold Hill Brook

Stream Disturbance Length = 45 LF

Disturbance Area = 750 SF

Fill Volume = 80 CY

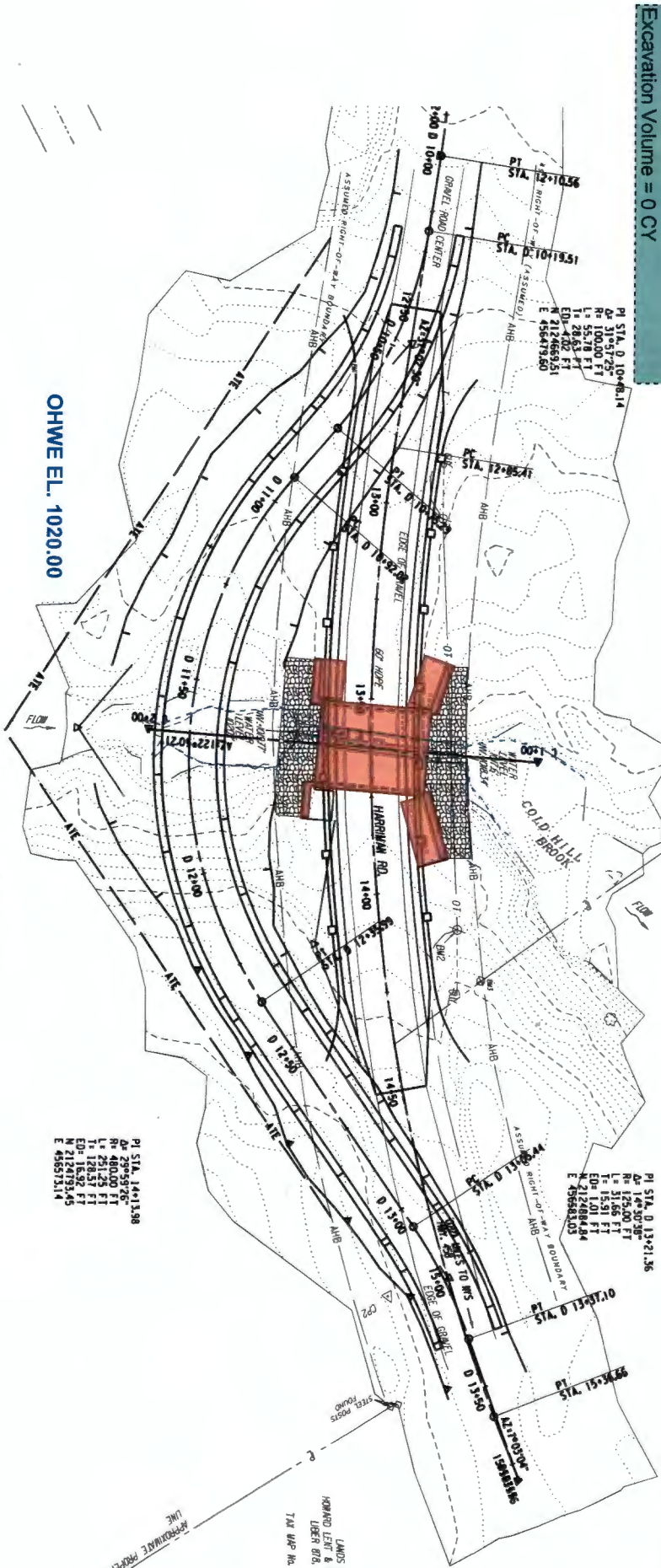
Excavation Volume = 0 CY

LANDS N/F
TIN DILARA
NO. 2022-0640
TAX MAP NO. 60004-2-29

LANDS N/F
JASON L. LEMMON & JOANATHAN P. LEMMON
INST. NO. 2023-3403
TAX MAP NO. 60004-2-27

FINAL
P2026-0046

RECEIVED
Adirondack Park Agency
Date: March 5, 2026



OHWE EL. 1020.00

LANDS N/F
JOSEPH GR. ROSENBAUMER, LINDA GR. ROSENBAUMER &
TAMER JOSEPH ROSENBAUMER
INST. NO. 2024-1370
TAX MAP NO. 60004-2-41

PI STA. 0+11+16.41
L= 110.00 FT
L= 143.96 FT
L= 84.39 FT
ED= 20.54 FT
N= 212+01.6501
E= 436800.14

PI STA. 14+13.98
L= 306.58 FT
L= 460.00 FT
L= 251.25 FT
L= 128.57 FT
ED= 18.52 FT
N= 111+00.00
E= 435713.14

PI STA. 0+13+21.36
L= 144.00 FT
L= 125.00 FT
L= 31.66 FT
L= 15.91 FT
ED= 21.00 FT
N= 101+00.00
E= 435583.03

LANDS N/F
HOWARD LERT & SUZANNE
LERT DB. PAGE 3
TAX MAP NO. 60004-2