

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 2026-0028
	Date Issued: June 3, 2026
In the Matter of the Application of WARREN COUNTY DEPARTMENT OF PUBLIC WORKS and LOIS ROHLOFF Permittees for a permit pursuant to the Adirondack Park Agency Act and 9 NYCRR Part 578	To the County Clerk: Please index this permit in the grantor index under the following name(s): 1. Warren County Department of Public Works 2. Lois Rohloff

SUMMARY AND AUTHORIZATION

This permit authorizes replacement of a culvert in an area classified Rural Use on the Adirondack Park Land Use and Development Plan Map in the Town of Chester, Warren County.

This authorization shall expire unless recorded in the Warren 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 Warren County Clerk's Office. The Agency will consider the project in existence when the replacement culvert authorized herein 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 located on County Route 19 (Olmstedville Road) in the Town of Chester, Warren County, in an area classified Rural Use and Low Intensity Use on the Adirondack Park Land Use and Development Plan Map. The project site is partially located within the County Highway Right-of-Way and partially located on Tax Map Section 35, Block 1, Parcel 24.20, described in a deed from Frank A. Talarico, Jr. & Lisa A Talarico to Michael L. Rohloff (now deceased) and Lois M. Rohloff, dated September 22, 1999, and recorded November 29, 1999 in the Warren County Clerk's Office at Book 1143, Page 177.

The project site contains wetlands associated with Marshall Brook that are a deciduous forested covertype with a value rating of "2". Additional wetlands not described herein or depicted on the Site Plans may be located adjacent to the project site.

The project site is improved by an existing culvert where County Route 19 (Olmstedville Road) crosses over Marshall Brook.

PROJECT DESCRIPTION

The project as conditionally approved herein involves replacement of an existing culvert with a pre-cast box culvert where County Route 19 (Olmstedville Road) crosses over Marshall Brook.

The project will result in 1,880 square feet of permanent wetland impact.

The project is shown on a two-sheet set of Site Plans titled "Olmstedville Road Over Marshall Brook," prepared by SRA Engineers, last revised March 30, 2026 and received by the Agency on April 6, 2026.

A reduced-scale copy of Sheet ENV-1 of the Site Plans is attached as a part of this permit for reference.

AGENCY JURISDICTION

Pursuant to Section 809(2)(a) of the Adirondack Park Agency Act and Adirondack Park Agency regulations at 9 NYCRR Part 578, a permit is required from the Adirondack Park Agency prior to any excavation of and/or deposit of fill in a wetland 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 Warren 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 culvert remains on the site. Copies of this permit and Site 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 2026-0028, issued June 3, 2026, the conditions of which are binding upon the heirs, successors and assigns of the grantors and all subsequent grantees."
5. This permit authorizes the replacement of an existing culvert with a pre-cast box culvert in the location shown and as depicted on the Site Plans. Any change to the location, dimensions, or other aspect of the culvert replacement shall require prior written Agency authorization.
6. The project shall be undertaken utilizing all erosion and sediment controls depicted on the Site 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. All construction equipment and vehicles operating in areas that may contain existing invasive species shall be thoroughly cleaned prior to moving to other areas.
8. Outside of the limits of disturbance shown on the Site Plans, no trees, shrubs, or other woody stemmed vegetation may be cut, culled, trimmed, pruned or otherwise removed or disturbed on the project site to undertake the project 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.
9. All areas of temporary disturbance shown on the Site Plans shall be seeded as described on the Site Plans.
10. The undertaking of any additional activity involving wetlands shall require a new or amended permit.

CONCLUSIONS OF LAW

The Agency has considered all statutory and regulatory criteria for project approval set forth in the Adirondack Park Agency Act, the Freshwater Wetlands Act and 9 NYCRR Part 578, and 9 NYCRR Part 574. The Agency hereby finds that the project authorized as conditioned herein:

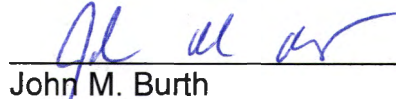
- a. will meet all of the pertinent requirements and conditions of the approved local land use program of the Town of Chester;
- b. will not have an undue adverse impact upon the natural, scenic, aesthetic, ecological, wildlife, historic, recreational or open space resources of the Park or upon the ability of the public to provide supporting facilities and services made necessary by the project;
- c. will secure the natural benefits of wetlands associated with the project, consistent with the general welfare and beneficial economic, social, and agricultural development of the state; and
- d. will result in minimal degradation or destruction of the wetland or its associated values and provides an essential public benefit.

Dated: June 3rd, 2026

Ray Brook, New York

ADIRONDACK PARK AGENCY

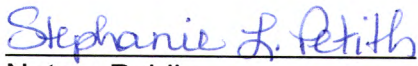
By:



John M. Burth
Deputy Director, Regulatory Programs

STATE OF NEW YORK
COUNTY OF ESSEX

On the 3rd day of June in the year 2026, 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, 2029

