



---

In the Matter of the Application of

APA Project No. 2021-0276

UNCONVENTIONAL CONCEPTS, INC.  
AND MICHAEL HOPMEIER

**APA Hearing Staff  
Responses to Applicant's  
Interrogatories**

---

**1. State all factual bases for Your opposition to the Project.**

APA hearing staff take no position as to whether the Project should be approved or denied.

**2. Identify all statutes, regulations, or legal standards You contend the Project violates.**

APA hearing staff do not presently allege that the Project violates any statute, regulation or legal standard. APA project review staff recommended that the Project proceed to a public hearing to develop a complete record upon which the Board may determine whether the proposed Project satisfies the permit approval criteria set forth in Executive Law §809(10)(a), (b), and (e).

**3. Describe in detail each alleged environmental impact the Project will cause, including its basis and supporting evidence.**

The materials submitted by the Applicant do not adequately evaluate potential impacts of the proposed Project. APA project review staff determined that additional analysis is necessary to assess the nature and extent of such impacts.

APA hearing staff anticipate that these issues will be addressed through independent expert reports and testimony. Any such materials will be provided to the parties in advance of the evidentiary portion of the hearing in accordance with applicable procedures.

**4. Identify all studies, reports, or data upon which You rely.**

APA hearing staff object to this interrogatory on the grounds that this interrogatory would be more appropriately framed as a request for production and is duplicative of several requests included in the Applicant's discovery demands.

Additionally, APA hearing staff object to this interrogatory on the grounds that it is repetitious and overly broad.

**5. Describe any alternative designs, locations, or mitigation measures You propose.**

APA hearing staff do not recommend any alternative designs, locations, or mitigation measures at this time.

**6. Identify all Communications with government agencies concerning the Project.**

APA hearing staff object to this interrogatory as the proper method for discovery of such materials is a request for production. However, at least 90 days prior to the evidentiary portion of the hearing, APA hearing staff will provide a copy of any written communications with government agencies which are not protected by privilege or otherwise exempt from disclosure.

**7. State whether You contend the Project poses risks to public health or safety, and describe the basis for such contention.**

APA hearing staff believe the proposed Project may present potential risks to public health and safety. APA project review staff requested additional information from the Applicant regarding measures to avoid or minimize such risks on multiple occasions.

APA hearing staff anticipate that identified experts will address potential public health and safety impacts in their reports and testimony, which will be made available to the Applicant and all other parties prior to the evidentiary portion of the hearing.

**8. Identify all experts consulted, whether or not they will testify.**

APA hearing staff provided the Applicant with a proposed witness list on April 2, 2026. This list identifies all experts who are expected to testify.

APA hearing staff considered other experts not identified on the witness list. APA hearing staff engaged in preliminary discussions with these individuals but did not retain them. APA hearing staff will provide additional information if ordered to do so, but do not believe such information is material or relevant at this time.

APA hearing staff reserve the right to withhold any information protected by privilege.

**9. Describe any prior proceedings in which You have opposed similar projects.**

No member of APA hearing staff has participated as an opponent in any prior proceeding involving similar projects.

**10. State whether the hearing officer in this Hearing is a current or former member of Your organization, whether the hearing officer is currently paying or formerly**

**paid dues or made donations to Your organization, and the years of the hearing officer's active membership in Your organization.**

The hearing officer is not a current or former member of the Adirondack Park Agency.

On behalf of the Adirondack Park Agency Hearing Staff, I affirm, under the penalties of perjury under the laws of New York, which may include a fine or imprisonment, that the foregoing is true, and I understand that this document may be filed in an action or proceeding in a court of law.



---

Grace Sullivan  
APA Hearing Staff - Attorney

Dated: April 29, 2026