THIS IS A TWO-SIDED DOCUMENT

NEW YORK STATE | Adirondack Park Agency

P.O. Box 99, 1133 NYS Route 86
Ray Brook, New York 12977
Tel: (518) 891-4050
www.apa.ny.gov

DRAFT
APA Permit
2026-0202

Date Issued: **XXXX**

In the Matter of the Application of

THE LYME TIMBER COMPANY
Permittee

for a permit pursuant to § 809 of the Adirondack Park Agency Act

To the County Clerk: Please index this permit in the grantor index under the following name(s):

1. **Lyme Adirondack Timberlands II, LLC**
2. **The Lyme Timber Company**

SUMMARY AND AUTHORIZATION

This permit authorizes a timber harvest in an area classified Resource Management on the Adirondack Park Land Use and Development Plan Map in the Town of Arietta, Hamilton County.

This authorization shall expire unless recorded in the Hamilton 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 timber harvest is complete as conditioned herein.

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 496-acre portion of a 3,157-acre parcel located near Jessup River Road in the Town of Arietta, Hamilton 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 103, Block 1, Parcel 44.100, and is described in a deed from SP Forests, LLC to Lyme Adirondack Timberlands II, LLC ("permittee" or "Lyme"), dated August 16, 2006, and recorded September 1, 2006 in the Hamilton County Clerk's Office at Book 237, Page 832.

The project site is located in the Town of Arietta, which administers an Agency-approved Local Land Use Program that meets all applicable statutory and regulatory requirements.

PROJECT DESCRIPTION

The project as conditionally approved herein is a timber harvest of 496± acres within Lyme Timber Company's 14,379-acre Perkins Clearing Tract. The project site was last harvested in 2009, 2012 and 2016 with a mix of shelterwood establishment and clearcut with reserves treatments. The resultant canopy openings and residual seed sources have successfully established re-generation, creating young cohorts of seedlings, saplings and small poles. Two distinct treatment areas are proposed, based upon stand conditions, as follows:

Shelterwood Removal with Reserves (375± acres): The current overstory has a basal area of 63 square feet per acre consisting of mixed northern hardwoods (sugar maple, beech, red spruce, yellow birch, red maple). The understory has 956 stems per acre between one-inch and five-inch diameter at breast height (dbh) (beech, yellow birch and striped maple), and 10,000+ seedlings per acre (red maple, yellow birch, sugar maple, beech).

The harvest prescription is a shelterwood removal with reserves, to complete the shelterwood system and release the existing re-generation. Sugar maple, yellow birch and white ash between 12-inch and 24-inch dbh will be harvested. Red maple and black cherry between 10 inches and 24 inches will be harvested. All un-acceptable growing stock will be harvested. All hemlock, elm and oak will be retained for structural diversity. Snag and den trees, wildlife trees and all acceptable growing stock less than 10-inch dbh will also be retained. The target overstory basal area is between 15 and 30 square feet per acre.

Uniform Shelterwood Removal (121± acres): The current overstory has a basal area of 41 square feet per acre consisting of mixed northern hardwoods (sugar maple, beech, yellow birch, red maple, red spruce, hemlock). The understory has 2,187 stems per acre between 1-inch and five-inch dbh (yellow birch, beech, pin cherry, red maple, red spruce, paper birch) and 2,608 seedlings per acre (red maple, beech, yellow birch, striped maple, sugar maple, aspen).

The harvest prescription is a uniform shelterwood removal, to complete the shelterwood system and release the existing re-generation. Sugar maple, yellow birch and red maple between 10 inch and 24 inch dbh will be harvested. All beech, basswood and balsam fir, as well as all un-acceptable growing stock will be harvested. Hemlock and

elm will be retained for structural diversity. Snag and den trees, wildlife trees and all acceptable growing stock less than 10 inch dbh will also be retained. The target overstory basal area is 10 square feet per acre.

Existing access to the project site is from Jessup River Road and internal company roads.

The property is subject to a New York State Department of Environmental Conservation Sustainable Forestry Conservation Easement and is certified to the Forest Stewardship Council and Sustainable Forestry Initiative standards. The Forest Management Plan for the project site includes a physical description of the area and forest types as well as forest management goals, objectives, and strategies. The plan addresses the maintenance and protection of biodiversity as well as conservation zones and protection areas. Soil disturbance, aesthetic guidelines, an integrated forest pest management plan, and implementation of *New York State Forestry Voluntary Best Management Practices for Water Quality,* 2018 edition (NYS BMPs) are also included in the plan.

The harvest boundaries will be field-delineated by a professional forester. A logging crew under contract to the project sponsor will undertake the harvest, under regular supervision of the forester.

The harvest will be undertaken using standard mechanized logging equipment. Felling will be done using a tracked feller-buncher. A grapple skidder will transport logs to the landing. Saw logs will be loaded on a log truck, which will transport them to a log concentration yard.

No new roads are proposed. Existing landings will be used. Existing skidder trails will be re-used where possible. New and existing skidder trails and landings will be established and maintained in accordance with the NYS BMPs and Lyme's Soil Disturbance Guidelines document contained within the Forest Management Plan.

Special care will be taken to protect existing and potential snag, den, and cavity trees throughout the project site.

Streams within the project site and wetlands adjacent to the project site will be buffered by 100-foot Riparian Management Zones in accordance with the Forest Management Plan, and consistent with NYS BMPs.

Control and monitoring of invasive species are addressed in Lyme's Integrated Pest Management Plan, contained within the Forest Management Plan. The plan includes steps to prevent, avoid, monitor, and suppress the proliferation of invasive plants and insects on the entirety of Lyme's Adirondack ownership.

No pesticide or herbicide use is proposed or authorized herein. Hazardous materials, including fuel, oil, and hydraulic fluid, will be managed in accordance with the NYS BMPs and New York State Department of Environmental Conservation regulations. This includes proper techniques for storage and disposal of hazardous materials, and appropriate response to spill remediation.

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The project is shown on the following maps, plans, and reports:

- A map titled “Timber Harvest Plan – Big Brook, Perkins Clearing Tract, Town of Arietta,” received by the Agency on September 28, 2026 (Timber Harvest Plan Map);
- A six-page document labeled, “LAFCO Timber Harvest Plan: Big Brook,” prepared by Lyme Adirondack Forest Company, LLC, and received by the Agency on September 25, 2026 (Timber Harvest Plan); and
- A document titled, “Forest Management Plan Lyme Adirondack Timberlands, Adirondack Park Region, 2025 - 2035,” received by the Agency on July 31, 2026 (Forest Management Plan).

In addition, a five-page document titled, “Harvest Compliance Report-LAFCO,” is the applicant’s standard assessment form for monitoring compliance with a proposed harvest plan and environmental standards. A completed report will be submitted to the Agency following the harvest.

A copy of the Timber Harvest Plan Map is attached as a part of this permit for reference. The original, full-scale maps and plans described above are the official plans for the project, with copies available upon request from Adirondack Park Agency headquarters in Ray Brook, New York.

AGENCY JURISDICTION

Pursuant to Sections 809 and 810 of the Adirondack Park Agency Act, a permit is required from the Adirondack Park Agency prior to undertaking timber harvesting that includes clearcutting of any single unit of land of more than twenty-five acres 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 Hamilton 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 activities described herein continue on the site. Copies of this permit and the Timber Harvest Plan shall be furnished by the permittee to all persons undertaking any of the 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. Authorization for the proposal described herein shall only remain valid so long as the permittee maintains a current certification from the Forest Stewardship Council or Sustainable Forestry Initiative.

5. This permit authorizes the timber harvest depicted on the Timber Harvest Plan Map and described in the Timber Harvest Plan. Any change to the timber harvest shall require prior written Agency authorization.

6. The timber harvest shall comply with the standards contained within the *New York State Forestry Voluntary Best Management Practices for Water Quality*, 2018 edition. The harvest shall be supervised by a professional forester.

7. Upon completion of the timber harvesting project authorized herein, the permittee shall submit to the Agency a post-harvest assessment form documenting compliance with the Timber Harvest Plan, and the NYS BMPs.

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 Parts 573.7 and 574. The Agency hereby finds that the project authorized as conditioned herein:

a. meets all of the pertinent requirements and conditions of the approved local land use program of the Town of Arietta; and
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.

Dated:

Ray Brook, New York

ADIRONDACK PARK AGENCY

By: _____
John M. Burth
Deputy Director, Regulatory Programs

STATE OF NEW YORK
COUNTY OF ESSEX

On the _____ day of_____ in the year_____, 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

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