



Adirondack Park Agency

SHERMAN CRAIG
Chairman

TERRY MARTINO
Executive Director

MEMORANDUM

TO: Terry Martino, Executive Director

FROM: John M. Burth, Environmental Program Specialist 2

DATE: February 1, 2017

RE: Enforcement Program Report

Attached is the Enforcement Program Report for the month of January 2017, depicting the activities of the enforcement division and management of alleged violations within the Park.

1. This table depicts the number of open cases at the beginning of the reporting period, how many cases were opened or closed during the period, and the number of open cases at the end of the reporting period.

Open Cases	2017 January	2016	2015
At Beginning of Period	141	152	138
Cases Opened	7	208	213
Cases Closed	8	219	199
At End of Period	140	141	152

2. This table provides a detailed description of enforcement program activity during the reporting period.

	January 2017	Total 2017	2016 Total
New Cases Opened	7	7	208
Site Visits	11	11	180
Settlement Agreements Sent*	6	6	97
Settlement Agreements Signed	2	2	58
Notice of Violation or Hearing Sent	1	1	0
Cases Referred to AG	0	0	0
Cases Referred to the EC	0	0	0
Cases Closed: Compliance w/o SA	4	4	41
Cases Closed No Violation	2	2	103

* Currently 20 Open Cases with Unsigned Settlement Agreements

3. Breakdown of New Cases:

Type of Violation	January 2017	2017 Total	2016 Total	Outcome of Closed* 2016 Cases(Violation or No Violation)
Subdivision Creating Substandard Lots			5	V-0 NV-0
Subdivision due to number of lots	3	3	9	V-1 NV-4
Subdivision in Resource Management	1	1	16	V-9 NV-5
Wetland Subdivision	1	1	14	V-4 NV-0
Wetland Disturbance	1	1	41	V-6 NV-22
Rivers Project			4	V-5 NV-0
Permit Violation			29	V-7 NV-13
SFD in CEA			0	V-0 NV-0
Hunting/Fishing cabin >500 sq ft			0	V-0 NV-0
Structure >40' height			4	V-0 NV-4
Clearcut >25 Acres			3	V-0 NV-1
Commercial Use	1	1	9	V-0 NV-4
Junkyards			4	V-1 NV-1
Campgrounds			3	V-3 NV-0
Mobile Home Court			0	V-0 NV-0
Shoreline Setback			26	V-4 NV-11
Shoreline Cutting			15	V-1 NV-5
Waste Disposal Area			4	V-0 NV-2

Septic Setback			1	V-0 NV-0
Sand and Gravel Excavation			0	V-0 NV-0
Multiple Family Dwelling			0	V-0 NV-0
Tourist Accommodation			2	V-0 NV-2
25% Expansion			2	V-0 NV-0
New Land Use In CEA			1	V-0 NV-1
Commercial or Private Airport			1	V-0 NV-1
SFD in RM			6	V-3 NV-1
Marina			1	V-1 NV-0
Lot Width			1	V-0 NV-0
Rivers Area Cutting			1	V-1 NV-0

*Annual calculation of closed cases only, remaining cases under investigation as of 12/31/16

4. **Salesweb Monitoring 2017:**

Month	# Subdivisions in Park	# Cases Opened	# Subdivisions Related to Previous JIF or Permit
January	9	0	8
February			
March			
April			
May			
June			
July			
August			
September			
October			
November			
December			
TOTAL			

5. **Monthly Report of Enforcement Cases Settled:**

Two enforcement cases were resolved by settlement agreements executed in **January 2017** as follows:

- **E2016-0169, Kearney & Shepstone, (Chesterfield, Essex)**
Subdivision involving wetlands in Resource Management and within a highway critical environmental area in 1997. Settlement recognizes properties as lawful, requires Agency review of future jurisdictional activities, and requires filing in the county clerk's office. Settlement also allows for a proposed reconfiguration of lot lines without further approval.
- **E2016-0164, Lawrence, (Corinth, Saratoga)**
Subdivision involving wetlands and creating a substandard-size parcel in Low Intensity Use in 2016. Settlement recognizes property as lawful, allocates a principal building right, requires Agency review of future jurisdictional activities, and requires filing in the county clerk's office.

Inter-Division Coordination

This table provides a description of coordination activities between enforcement staff and other programs within the Agency.

	January 2017	2017 Total	2016 Total
Jurisdictional Determinations Issued from Enforcement	4	4	32
Project Pre-applications Assigned to Enforcement Staff	2	2	25
Permit Applications Assigned to Enforcement Staff	3	3	79
Site Visits by Enforcement Staff for Review of Project Applications	2	2	81
Permits Issued With Enforcement Staff as Assigned Project Review Officer	4	4	56
Shoreline Photo Inventories	0	0	12