THIS IS A TWO-SIDED DOCUMENT



Adirondack Park Agency

PO Box 99 · 1133 NYS Route 86 Ray Brook, NY 12977 Tel: (518) 891-4050 www.apa.ny.gov APA General Permit/Order 2023G-1 Certificate

Project #: 2007-0296C

Certificate for Certain Modifications of Existing Wireless Towers or Base Stations (Eligible Facilities Requests)

To the County Clerk: Please index this permit in the grantor index under the following names:

- 1. New York RSA2 Cellular Partnership d/b/a Verizon Wireless
- 2. Shawn K. Lautenschuetz
- 3. Jason R. Lautenschuetz
- 4. Kari L. Lautenschuetz
- 5. Kendra A. Lautenschuetz

This certificate under General Permit 2023G-1 is granted to New York RSA2 Cellular Partnership d/b/a Verizon Wireless, authorizing the modification of an existing wireless tower or base station that meets the definition of an "Eligible Facilities Request" as defined by Section 6409 of the Spectrum Act of 2012. The project is in an area classified Resource Management by the Official Adirondack Park Land Use and Development Plan in the Town of Chesterfield, Essex County in an application received by the Agency on July 31, 2024, and as depicted on the attached reduced-scale plans.

This authorization shall expire unless recorded in the Essex County Clerk's Office within 60 days of issuance of a signed and notarized permit/order. The signed and notarized certificate 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 certificate is recorded in the Essex County Clerk's Office. The Agency will consider the project in existence when the authorized facility has been constructed.

This certificate 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 certificate 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 22.80±-acre parcel of land located on both sides of US Route 9 in the Town of Chesterfield, Essex 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 19.4, Block 1, Parcel 5, and is described in a deed from Lonnie and Cecelia Lautenschuetz to Shawn K. Lautenschuetz, Jason R. Lautenschuetz, Kari L. Lautenschuetz, and Kendra A. Lautenschuetz, dated June 24, 2014, and recorded June 30, 2014 in the Essex County Clerk's Office under Instrument Number 2014-2555 at Book 1770, Page 167.

The project site is improved by an existing 75-foot-tall monopine telecommunications tower authorized in Agency Permit 2007-0296.

PROJECT DESCRIPTION AS PROPOSED

The project as conditionally approved herein involves installation of a 20-foot extension onto the existing monopine tower, re-location of the panel antennas and related equipment from a 61-foot centerline mounting height to a new mounting height of 81 feet above ground level (AGL), and replacement of existing infrastructure.

The project is shown on six sheets of plans titled "Verizon; Site Name: McGuire Brook; FUZE ID# 17254418; MDG # 5000009098," prepared by Tectonic Engineering Consultants, Geologists, and Land Surveyors, last revised July 17, 2024, and received by the Agency on July 31, 2024 (Project Plans):

- T-1, Title Sheet;
- C-1A & C-1B, Site Plan & Notes;
- C-2, Elevations;
- C-3, Antenna Orientation Plans; and
- C-4, Details & Notes.

Reduced-scale copies of Sheet C-2 (Elevations) and Sheet C-3 (Antenna Orientation Plans) of the Project Plans are attached to this certificate for easy reference. The original, full-scale maps and plans described in this paragraph are the official plans for the project, with copies available upon request from Adirondack Park Agency headquarters in Ray Brook, New York.

CONDITIONS

- 1. The modification shall comply with all requirements of an Eligible Facilities Request as defined under Section 6409 of the Spectrum Act of 2012 and clarified in Federal Communications Commission (FCC) regulations at 47 CFR 1.6100 and various FCC rulings and orders.
- 2. This certificate is binding on the applicants, all present and future owners of the project site and all contractors undertaking all or a portion of the project. Copies of this General Permit/Order and the Project Plans shall be furnished by the applicants to all subsequent owners or lessees of the project site prior to sale or lease. 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 General Permit 2023G-1 for Permit 2007-0296C issued August 22, 2024, the terms and conditions of which are binding upon the heirs, successors and assigns of the grantors and all subsequent grantees."

- 3. Subject to the conditions stated herein, this certification authorizes modification of the existing telecommunications tower with related infrastructure in the location shown and as depicted on the Project Plans referenced herein. The antennas and equipment shall be located as shown on the Project Plans referenced herein, with the top of the antennas no higher than 95 feet above ground level (centerline elevation of 81 feet above ground level).
- 4. Any change to the location, dimensions, or other aspect of the development authorized herein shall require prior written Agency authorization.
- 5. In order to minimize the visual impact of the tower, simulated white pine tree branching which effectively mimics the structure, needle pattern, and coloration of an eastern white pine tree shall be installed, replaced, and/or maintained as previously authorized in Agency Permit 2007-0296. Branching shall result in a monopine tower that is in scale with its surroundings and blends the facility with its visual setting. All branching shall be properly maintained and repaired if necessary to ensure the tower retains a tree-like appearance.
- 6. The authorized antennas and related infrastructure shall be a grey color with a non-reflective flat or matte finish. The grey color shall match and blend with the existing antennas and infrastructure on the tower.
- 7. Installation of any lighting on the existing tower shall require prior written Agency authorization. Any other exterior lights within the equipment compound shall employ full cut-off fixtures that are fully shielded to direct light downward and not into the sky or toward US Route 9, the Adirondack Northway (Interstate 87), or adjoining property.
- 8. 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.
- 9. The Agency shall be provided with color photographs showing the completed antennas within 30 days of project completion. All photographs must clearly identify the date the picture was taken, the location of the photograph, and the lens size employed. Photographs shall be taken on a clear day with little cloud cover from immediately adjacent to the tower (such that the proposed equipment is visible) and from Photo Locations 4, 6, and 8 submitted with the application for Permit 2007-296, from US Route 9 and Interstate 87, using the same 55 mm and 85 mm lens equivalents provided in that application.
- 10. The authorized antennas shall be removed from the project site within one year of discontinuance of use for telecommunications purposes.
- 11. All signs associated with the telecommunications tower on the project site shall comply with the Agency's "Standards for Signs Associated with Projects" [9 NYCRR Part 570, Appendix Q-3].

CERTIFICATION issued this and day of August, 2024.

ADIRONDACK PARK AGENCY

BY

David J. Plante, AICP CEP

Deputy Director, Regulatory Programs

STATE OF NEW YORK COUNTY OF ESSEX

On the day of day of day of in the year 2024, before me, the undersigned, a Notary Public in and for said State, personally appeared David J. Plante, 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 L Petith
Notary Public, State of New York
Reg. No 01PE6279890
Qualified in Franklin County
Commission Expires April 15, 20



