


THIS IS A TWO-SIDED DOCUMENT

 <p><b>Adirondack Park Agency</b></p> <p>P.O. Box 99, 1133 NYS Route 86 Ray Brook, New York 12977 Tel: (518) 891-4050 www.apa.ny.gov</p>	<p>APA Emergency Recovery Authorization Permit <b>2025-0007</b></p>
<p>In the Matter of the Application of</p> <p><b>TOWN OF LONG LAKE MICHAEL AND ALICE ROMANYCH Permittees</b></p> <p>for an Emergency Recovery Authorization Permit pursuant to § 572.15(d) of the Adirondack Park Agency Rules and Regulations</p>	<p>Date Issued: <b>May 8, 2025</b></p> <p>To the County Clerk: Please index this permit in the grantor index under the following name(s): <b>1. Michael Romanych 2. Alice Romanych</b></p>

**EMERGENCY RECOVERY AUTHORIZATION**

The Agency has determined that the proposal described below constitutes an Emergency Recovery Authorization and meets all of the statutory and regulatory criteria in the Adirondack Park Agency Act and § 572.15(d) of the Adirondack Park Agency Rules and Regulations, provided the conditions listed herein are met, and is being undertaken to repair, remediate and/or recover from an emergency as it is defined in 9 NYCRR Part 572.15(b)(1).

This Emergency Recovery Authorization Permit is based on and made only for the project described in the documents submitted in the April 30, 2025 correspondence from Lenny Croote of the Hamilton County Soil and Water District to the Agency.

This permit shall expire unless recorded in the Hamilton County Clerk's Office within 60 days of issuance of a signed and notarized authorization. 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 one (1) year of the date this permit is recorded in the Hamilton County Clerk's Office. The Agency will consider the project in existence when the authorized bridge 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 the existing stream crossing of Reservoir Road (Water Plant Road) over Shaw Brook on a 150.20-acre parcel of land located on Newcomb Road in the Town of Long Lake, Hamilton County, in an area classified Hamlet on the Adirondack Park Land Use and Development Plan Map. The site is identified as Tax Map Section 26.013, Block 2, Parcel 1.110, and is described in a deed from Frances Z. Romanych to Michael Romanych and Alice F. Romanych, dated November 26, 2014, and recorded December 17, 2014 in the Hamilton County Clerk's Office under Instrument Number 2014-3125.

The project site contains emergent and shrub wetlands associated with Shaw Brook. Additional wetlands not described herein or depicted on the Site Plan may be located on or adjacent to the project site.

### **PROJECT DESCRIPTION**

On July 10, 2023, heavy rain and severe flooding created hazardous conditions in New York State posing an imminent danger to public transportation, utility service, public health, and public safety systems. The storm caused significant damage to NYS Routes 28, 28N and 30 in the Town of Long Lake. On July 11, 2023, the Town of Long Lake issued a State of Emergency and Governor Kathy Hochul issued Executive Order 29.1 declaring a State Disaster Emergency in Hamilton County. On July 22, 2023, the Federal Emergency Management Agency (FEMA) also issued a Major Disaster Declaration for Hamilton County.

Emergency Certification 2023-0134 involved the replacement of an undersized culvert that had failed during the major storm event in July 2023 with a temporary culvert and associated fill over log corduroy to restore the stream crossing for Reservoir Road (Water Plant Road).

The project as conditionally approved herein involves replacement of the temporary culvert with a 40-foot-long bridge spanning Shaw Brook. The project also involves restoration of 150± feet of the channel and floodplain of Shaw Brook downstream of the bridge.

The project is shown on the following Project Plans:

- A two-page narrative prepared by Lenny Croote of the Hamilton County Soil and Water District, untitled, undated, and received by the Agency on April 30, 2025 (Restoration Plan); and
- A four-page set of plans titled "Shaw Brook Bridge Plans," prepared by Lenny Croote of the Hamilton County Soil and Water District, undated, and received by the Agency on April 30, 2025 (Site Plan).

A reduced-scale copy of the Site Plan for the project is attached as a part of this permit for reference.

### **AGENCY JURISDICTION**

Pursuant to Section 809(15) of the Adirondack Park Agency Act, emergency projects are exempted from the permitting requirements of Section 809 of the APA Act. 9 NYCRR Part 572.15 authorizes the Agency to issue Emergency Recovery Authorizations for projects being undertaken to repair, remediate or recover from an emergency as defined in 9 NYCRR Part 572.15(b)(1).

### **CONDITIONS**

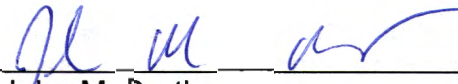
#### **THE PROJECT IS APPROVED SUBJECT TO THE FOLLOWING CONDITIONS:**

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 structure remains on the site. Copies of this permit and Project 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. No otherwise jurisdictional activity shall occur on the project site without prior Agency approval beyond the land use and development authorized herein that is necessary for the repair, remediation or recovery from an emergency.
5. This permit authorizes the bridge construction and stream restoration activities in the location shown and as depicted on the Site Plan. Any change to the location, dimensions, or other aspect of the authorized activities shall require prior written Agency authorization.
6. Erosion and sediment controls shall be implemented as depicted and described in the Project 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. All trees and shrubs described in the Restoration Plan shall be planted and maintained as described in the Restoration Plan.
9. A wetland mitigation report shall be submitted to the Agency at year 1, year 2, and, if necessary, year 5 after the wetland restoration project has been completed. The report shall be prepared in compliance with the Agency's wetland mitigation guidelines and shall include a detailed inventory of growing wetland vegetation, a description of the hydrology of the area and photographs of the mitigation area, and any corrective action taken. Once agency staff determine the wetland mitigation successful additional reports will not be required.

PERMIT issued this 8<sup>th</sup> day  
of may, 2025.

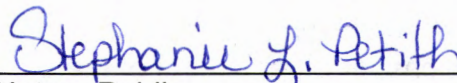
ADIRONDACK PARK AGENCY

BY:   
John M. Burth  
Environmental Program Specialist 3 (EPS3)

STATE OF NEW YORK  
COUNTY OF ESSEX


On the 8<sup>th</sup> day of may in the year 2025, 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.

Stephanie L. Petith  
Notary Public, State of New York  
Reg. No 01PE6279890  
Qualified in Franklin County  
Commission Expires April 15, 2029

  
Notary Public



# Shaw Brook Bridge Plans



NEW YORK  
STATE OF  
OPPORTUNITY

Adirondack  
Park Agency













RECEIVED

Date: April 30, 2025



New York State, Maxar, Microsoft

### Legend

-  Large Pump
-  Small Pump
-  Large Pump Hoses
-  Small Pump Hose
-  Silt Bags
-  Compost Filter Sock
-  New Bridge Abutments
-  Current Culvert
-  Rock Clusters
-  Floodplain
-  Pools
-  Caffer Dam
-  Stagging area
-  Bankful Bench







# Site Plan Map

## Existing Conditions



### Legend

-  Current Culvert
-  Watermain
-  Current Shaw Brook
-  Current Wetland



# Shaw Brook Bridge Grade Control

RECEIVED

Date: April 30, 2025



Image courtesy: Western Microsoft



## Legend

- Pools
- RockClusters
- Watermain
- Current Shaw Brook
- WETLAND\_PointsToLine
- Current Wetland
- STREAM\_PointsToLine



# Wetland Disturbance

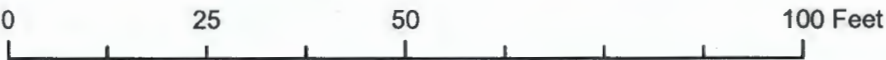


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## Legend

- |                        |                                 |
|------------------------|---------------------------------|
| - - Current Shaw Brook | ■ New Wetland                   |
| — Restored Shaw Brook  | ▨ Temporary Wetland Disturbance |
| — Current Wetland      | ▨ Permanent Wetland Disturbance |