

 <p>Adirondack Park Agency</p> <p>P.O. Box 99 • Ray Brook, New York 12977 Tel: (518) 891-4050 Fax: (518) 891-3938 www.apa.ny.gov</p>	Resolution	Date Issued: September 10, 2015
	In the Matter of the Issuance of a General Permit for the Management of Aquatic Invasive Species Using Benthic Barriers and Hand Harvesting Techniques	

WHEREAS:

1. This document constitutes a Resolution proposing the issuance of General Permit 2015G-2;
2. Section 809.13(e) of the Adirondack Park Agency Act (APA Act) states that the Agency shall have authority, in connection with its project review jurisdiction, “to issue a general permit for any class of projects concerning which the agency determines it may make the requisite statutory findings on a general basis;”
3. Section 572.23(b) of Agency regulations at 9 NYCRR states that the Agency may propose issuance of a general permit by the adoption of a resolution specifying the applicable geographic area, time period, basis of jurisdiction, activity and probable frequency, and proposed findings of fact, conclusions of law, and mitigating conditions;
4. Draft General Permit 2015G-2 entitled “Management of Aquatic Invasive Species Using Benthic Barriers and Hand Harvesting Techniques” indicates that the permit will:
 - a. be available for use throughout the Adirondack Park;
 - b. be effective from the date of issuance unless otherwise modified or revoked by the Agency;
 - c. authorize jurisdictional activities pursuant to Article 24 of the Environmental Conservation Law, §§ 809(2)(a) and 810(1) of the APA Act, and 9 NYCRR §§ 570.2, 578.2(a), and 578.3(n)(1) and (2); and
 - d. allow for the conditional undertaking of regulated wetland activities incidental to the management or containment of aquatic invasive species using benthic barriers or hand harvesting;
5. Draft General Permit 2015G-2 includes findings of fact, conclusions of law and mitigating conditions to address potential adverse environmental impacts and the statutory criteria for permit issuance;

6. Pursuant to section 572.23(c) of Agency regulations, draft General Permit 2015G-2 must be publically noticed in the Environmental Notice Bulletin, at least three newspapers of general circulation within the Adirondack Park and one newspaper outside the Park, and with the Adirondack Local Government Review Board;
7. Pursuant to section 572.23(d) of Agency regulations, the issuance of a general permit by the Agency constitutes a Type I action for purposes of the State Environmental Quality Review Act, and a determination of non-significance with respect to draft General Permit 2015G-2 was made and filed by the Executive Director pursuant to delegated authority;

IT IS HEREBY RESOLVED THAT:

The Deputy Director – Regulatory Programs shall provide public notice of draft General Permit 2015G-2, along with the attached draft Agency Order for approval of the permit, in accordance with Section 572.23(c) of Agency regulations, and shall further provide a minimum of 30 days for public review and comment on draft General Permit 2015G-2 and the draft Order as required by Section 572.23(e) of Agency regulations.