



**MINUTES OF THE REGULATORY PROGRAMS COMMITTEE MEETING  
July 11, 2019**

The Committee meeting convened at approximately 9:30 a.m.

**Regulatory Programs Committee Members Present**

Chair Daniel Wilt, Arthur Lussi, John Ernst, and Lynn Mahoney (DOS)

**Other Members and Designees Present**

Bradley Austin, Presiding Member (ESD), Robert Stegemann (DEC), Dr. Chad Dawson, and William Thomas

**Local Government Review Board Present**

Gerald Delaney

**Agency Staff Present**

Terry Martino, Christopher Cooper, John Burth, Colleen Parker, Shaun LaLonde, Aaron Ziemann, Paul VanCott, Virginia Yamrick, Christian Blue, Bart Haralson, Ariel Lynch, Devan Korn, Sarah Reynolds

**Approval of Draft Committee Minutes for June 2019**

A motion to approve the draft committee minutes was made by Arthur Lussi and was seconded by John Ernst. All were in favor.

**Regulatory Programs Report (Colleen Parker)**

The Regulatory Programs Report was given by Colleen Parker.

**Project                    **P2019-77 McKavanagh Pond Club Inc. – Aaron Ziemann****

Aaron Ziemann presented the timber harvest proposal to occur on a 102-acre portion of a 9,808-acre property owned by McKavanagh Pond Club in the Town of Waverly, Franklin County.

Mr. Ziemann said this project is certified through the Forest Stewardship Council and does not have a working forest conservation easement and is a 480 A tax law property.

Mr. Delaney asked how many six inch trees will be left per acre. Mr. Ziemann responded approximately 153 six inch trees would be left per acre if all the trees were six inches in diameter.

Mr. Stegemann asked if the entire 9000 acres was enrolled in the 480A program. Mr. Ziemann responded affirmatively. Mr. Stegemann asked if the harvests were also part of the program. Mr. Ziemann responded affirmatively.

Mr. Stegemann asked what the species mix will be 5 years after the harvest occurs. Mr. Ziemann responded a mix of yellow birch, white birch, and sugar maple, with no beech.

Arthur Lussi asked if there was a jurisdictional cut done previously. Mr. Ziemann responded no.

One public comment letter was received for the project. Staff recommendation is for approval with conditions.

Dr. Dawson suggested a presentation on forest certification programs be given to the Board so that the Members have a better understanding on certification processes in the Park. Mr. Ziemann said that such presentations have been given prior to Dr. Dawson's tenure and will be sure to give him some of the information from those past presentations.

Mr. Lussi stated he would like to hear more from the scientific side of forestry.

Mr. Wilt called for a motion. Motion was made for approval by Mr. Lussi and was seconded by Mr. Ernst. All were in favor.

**Project                    P2019-42 Summer Vibes LLC – Bart Haralson**

Bart Haralson presented the variance proposal to expand a pre-existing single-family dwelling located within the shoreline of Upper Saranac Lake with an addition of a 580 - square-foot deck in the Town of Santa Clara, Franklin County.

He reviewed the public hearing record and said no public comments were received. He said that there are no impacts to environmental qualities and there will be no visual impacts from the project.

Mr. Lussi asked about the septic system and if it could handle the increased occupancy proposed. Mr. Haralson responded affirmatively.

Dr. Dawson commended both the landowner and staff for reaching a reasonable proposal. Mr. Ernst agreed.

Mr. Wilt asked about the trees between the deck and the lake. Mr. Haralson said they were Evergreen trees.

Terry Martino asked the Board if this was the type of that because of the size of the project proposal they would like to see come before the Board for approval. Mr. Ernst said it could have been handled via the Delegation Resolution but it was informative to the Board.

Motion was made for approval by Mr. Ernst and was seconded by Mr. Lussi. All were in favor.

**Project                    P2019-59 Placid Gold LLC – Sarah Staab**

Mr. Lussi recused himself from the presentation and vote.

Sarah Staab presented the proposal which consists of the conversion of an existing 200-seat restaurant into an apartment building containing three living units, and expansion of the structure by 54 square feet to the non-shoreline side on a site which borders Mirror Lake in Lake Placid. She said that the project is in a Hamlet land use area and the review involves components of the Lake Placid Club permit which makes the current proposal jurisdictional.

She said one public comment letter was received. Mr. Austin asked how many cars can park in the parking lot. Ms. Staab responded 40. Mr. Austin asked if the bathhouse would remain. Ms. Staab responded affirmatively.

Dr. Dawson asked how response was made to the public comment received. Ms. Staab said that the proposal was submitted to NYS Office of Parks, Recreation and Historic Preservation who responded that the current proposal would not impact the historic structure. She also said that the building currently is served by municipal water and sewer and will continue to be. Any noise impacts are comparable to other uses within the area.

Motion was made for approval by Mr. Ernst and was seconded by Ms. Mahoney. All were in favor.

**Old Business**

None

**New Business**

None

The Committee meeting adjourned at approximately 11:25 a.m.