



## Adirondack Park Agency

ANDREW M. CUOMO  
Governor

TERRY MARTINO  
Executive Director

September 8, 2020

Mr. George H. Carrothers  
P.O. Box 334  
Long Lake, NY 12847

**RE: Agency Enforcement File E2019-0070  
Tax Map Parcel 25.016-1-5  
Town of Long Lake, Hamilton County**

Dear Mr. Carrothers:

As discussed by telephone with Agency staff, the above-referenced enforcement matter is scheduled before the Enforcement Committee at the Adirondack Park Agency meeting on October 8-9, 2020. Due to coronavirus precautionary protocols, we anticipate that this meeting will be conducted remotely. An Agency staff member will contact you closer to the hearing date to confirm the date and time of the hearing and provide details regarding the WebEx technology that will be used to host the meeting.

You are invited to appear through participation in the WebEx Event and make a statement to the Enforcement Committee. Any retained legal counsel or authorized representative(s) may also appear through participation in the WebEx Event and make a statement to the Enforcement Committee, provided you are also in attendance. At the meeting, Agency staff will have 15 minutes to present their case to the Enforcement Committee. Staff is preparing a slide presentation based on the facts contained in the record. You will then have 15 minutes to present your case, which also may include the aid of any presentation tools you wish to use during the hearing. Please note that any presentations made before the Committee must be based only on the record.

The record in this matter consists of:

- Notice of Apparent Violation and Request for Enforcement Committee Determination dated October 28, 2019
- Memorandum of Law in Support of Agency staff's Notice of Apparent Violation and Request for Enforcement Committee Determination dated October 28, 2019
- Affidavit of Agency Environmental Program Specialist 3 Colleen C. Parker, dated October 28, 2019

- Affidavit of Agency Environmental Engineer Shaun E. LaLonde, dated October 24, 2019
- Affidavit of Enforcement Officer Trevor Fravor, including exhibits A-G, dated October 28, 2019
- Affidavit of Agency Environmental Program Specialist 3 John M. Burth, dated October 28, 2019
- Answer of Respondent George Carrothers dated November 15, 2019

In response to concerns brought up by you in telephone conversation with Agency staff on August 13, 2020, this matter was scheduled to be heard before the Enforcement Committee at the Agency's December 2019 meeting. By letter dated January 6, 2020, I responded to your request that the presentation of this matter be postponed until the Agency's March 19-20, 2020 meeting. A copy of this letter is attached for your reference. Unfortunately, this matter could not be heard in March and had to be further postponed due to the Agency's coronavirus precautionary protocols and adherence to the requirements of the "New York State on PAUSE" executive order and other state and federal requirements and recommendations.

Please note that Agency staff have not required you to cease operating your business or prohibited use of the deck at issue in this matter while this enforcement case has been ongoing. Staff observations, as well as review of social media, indicate that "Another Paradise Cove" has been open and operating during the summers of 2019 and 2020.

Agency staff remain open to settlement of this alleged violation at any time prior to the Agency's October meeting.

Sincerely,

/s/Terry Martino

Terry Martino  
Executive Director

TM:ap