

LAKE GEORGE PARK COMMISSION

PROJECT SYNOPSIS

Meeting Date January 28, 2020

Applicant Capri Village Properties L L C	Facility Capri Village	Parcel 213.13-1-52 Bolton
Application # 5220-48-19 M1 MAJOR 5220-2-20 SPT MAJOR	Lakefront 320 feet 3 straight, T, L, U, F or 2 E docks & 3 moorings	Location 3926 Lakeshore Dr Middleworth Bay
Date Received 12/24/2019	SEQR type Unlisted Action	Comment period ends 01/21/2020

Project

Modify an existing marina to add a charter vessel

Background

The project site is a resort facility located at 3926 Lakeshore Drive in the Town of Bolton. The site has 226' of lakefront and is improved with 2 F-shaped docks. The applicant seeks to modify a Class A Marina for operation of a 2nd charter vessel. A concurrent Tour Boat application (5220-2-20 SPT) has been made by John Sorbo, seeking operation of a new charter vessel offering fishing, tubing, and sightseeing services.

The application indicates that the facility meets the Commission's marina requirements for parking, restrooms, and refuse facilities. The site operates under a NYSDEC SPDES permit for wastewater.

The marina facility is located in Middleworth Bay in a zone identified with the Lake George Recreation Study as zone 4A. Both the 2005 and 2015 Recreation Studies indicate that Zone 4A has a surplus of boatable acres. Recreational towing activities are proposed outside areas recognized by the 2015 Lake George Recreation Study as being over capacity.

The NYS DOT traffic data indicates that average annual daily one way traffic on Route 9N ranges between 1749-1909 vehicles. The addition of a fishing charter at this location would bring an additional 3-4 vehicles to the site inclusive of the passengers and PV operator. The additional vehicle traffic associated with the proposed use is statistically insignificant.

The activity was reviewed and approved by the Town of Bolton Planning Board at their meeting 1/16/2020. There is no apparent jurisdiction for the APA or DEC.

No public comments have been received.

Regulatory Determinations

SEQRA

A decision under the State Environmental Quality Review Act (SEQRA) is required. The project is unlisted and the SEQRA review is uncoordinated. A negative declaration was prepared by staff.

FINDINGS FOR MARINAS, DOCKS, MOORINGS APPLS

The Commission must make findings under provision 6NYCRR 646.1.6(a):

"Prior to granting any permit relative to a dock, wharf, mooring or marina, the Commission shall ascertain the probable effect of the proposed facility and the operation thereof on the health, safety and welfare of the public and on the resources of the Park. The Commission shall also ascertain the impact of the proposed facility upon the congestion of Lake George and the probable visual,

Date prepared January 21, 2020

LAKE GEORGE PARK COMMISSION
PROJECT SYNOPSIS

Meeting Date January 28, 2020

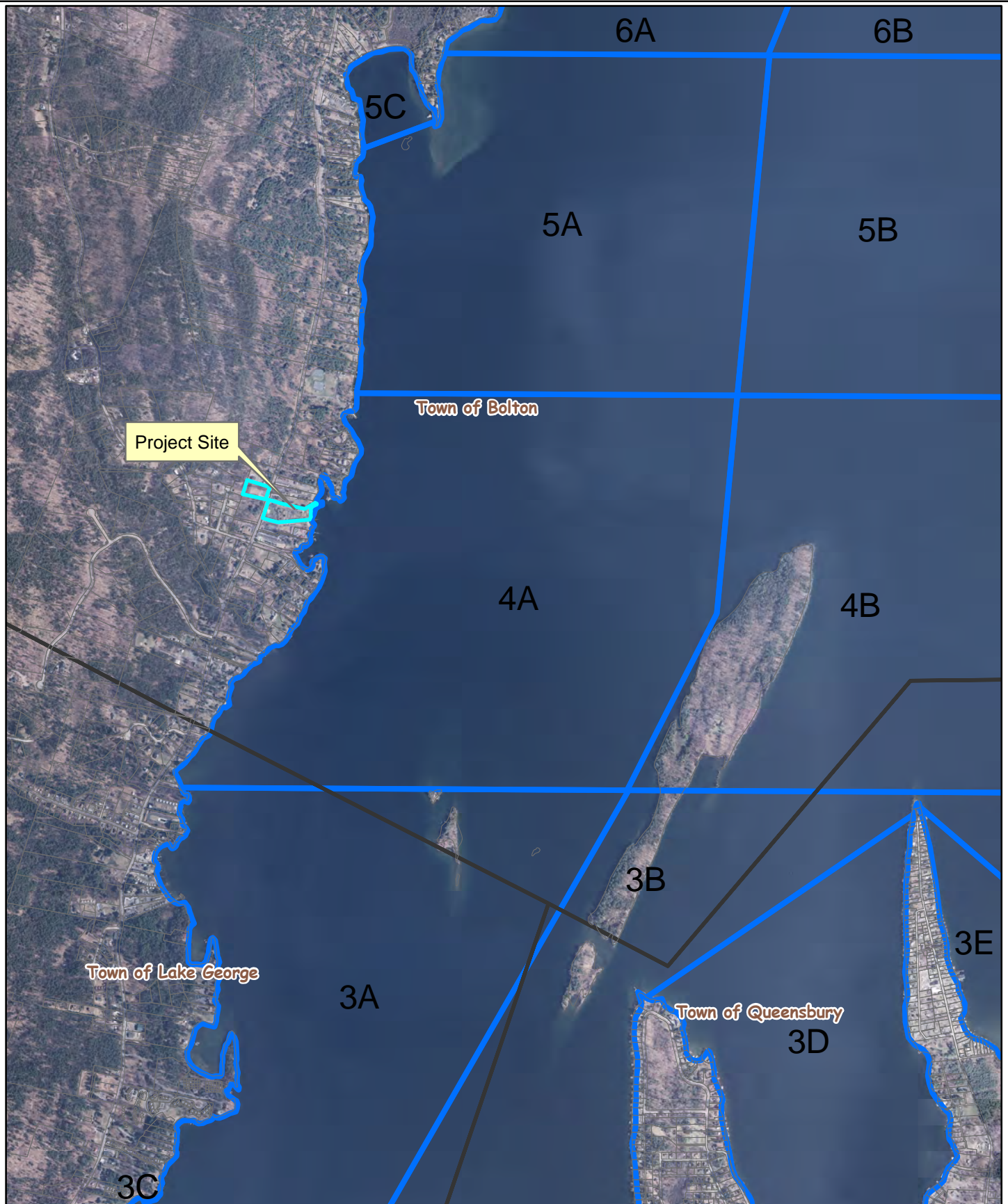
cultural and audible effects of the proposed facility on the neighborhood in which the facility is proposed and on the Park. Where the Commission determines that the facility will have an undue impact upon the health, safety, or welfare of the public or the resources of the park, lead to overcrowding or congestion, or cause undue visual, cultural or audible impacts on the neighborhood or the Park, a permit shall be denied."

CONSIDERATIONS FOR TOUR BOATS

General Provisions Applicable to Special Permits pursuant to 6NYCRR 646-1.5:

(a) "Prior to the issuance of any special permit pursuant to the provisions of this Subpart, the Commission may require submission of information necessary to determine whether the proposed activity will result in overcrowding, congestion, safety hazards or impair the water quality or other environmental resources of the Park. This may include, but not be limited to, specifications on the craft, its power, maneuverability, craft speed, equipment, noise output, lighting, wake, proposed operation including points of departure and landing, course, speed of operation and hours of operation."

(b) "The Commission may require the submission of alternative design, equipment or methods of operation to mitigate specific impacts identified by the Commission."



0 2,400 4,800 Feet

1" = 2000 feet

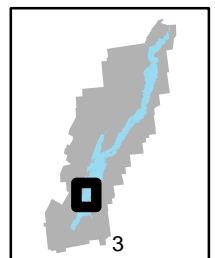


IMPORTANT NOTICE AND DISCLAIMER

This map and information is provided as is.
We make no warranties or guarantees, expressed or implied.
The user assumes all risks and responsibility for determining
whether this map is sufficient for purposes intended.
The data is deemed reliable but not guaranteed.

Lands of Capri Village
3926 Lakeshore Drive
TM# 213.13-1-52
Town of Lake George

Air photo ca. 2008





0 195 390
Feet

1" = 164 feet

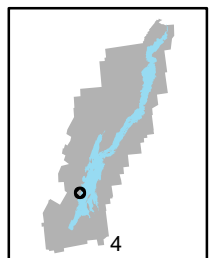


IMPORTANT NOTICE AND DISCLAIMER

This map and information is provided as is.
We make no warranties or guarantees, expressed or implied.
The user assumes all risks and responsibility for determining
whether this map is sufficient for purposes intended.
The data is deemed reliable but not guaranteed.

Lands of Capri Village
3926 Lakeshore Drive
TM# 213.13-1-52
Town of Lake George

Air photo ca. 2008





0 70 140
Feet

1" = 60 feet

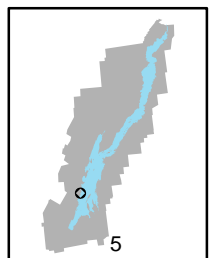


IMPORTANT NOTICE AND DISCLAIMER

This map and information is provided as is.
We make no warranties or guarantees, expressed or implied.
The user assumes all risks and responsibility for determining
whether this map is sufficient for purposes intended.
The data is deemed reliable but not guaranteed.

Lands of Capri Village
3926 Lakeshore Drive
TM# 213.13-1-52
Town of Lake George

Air photo ca. 2008



LGPC Permit Number 5220-22-17 M1
Type of Permit <input checked="" type="checkbox"/> New <input type="checkbox"/> Renewal <input type="checkbox"/> Modification <input type="checkbox"/> Variance



**Lake George
Park Commission**

PERMIT
Under the Environmental Conservation Law

Effective Date 08/09/2017
Modification or Renewal Date
Expiration Date 08/09/2022

- | | |
|---|--|
| <input type="checkbox"/> Article 43, Title 1, 6NYCRR 646-1.1
Construction and Modification of Wharfs | <input type="checkbox"/> Article 15, Title 5, 6NYCRR 608.5
Excavation and Placement of Fill in Navigable Waters |
| <input type="checkbox"/> Article 43, Title 1, 6NYCRR 646-1.1
Placement of Moorings | <input checked="" type="checkbox"/> Article 43, Title 1, 6NYCRR 646-1.2
Operation and Modification of Class A Marinas |
| <input type="checkbox"/> Article 43, Title 1, 6NYCRR 646-1.4
Recreational Use - New | <input type="checkbox"/> Article 43, Title 1, 6NYCRR 646-1.4
Recreational Use - Parasail |
| <input type="checkbox"/> Article 43, Title 1, 6NYCRR 646-1.4
Recreational Use - Seaplanes | <input type="checkbox"/> Article 43, Title 1, 6NYCRR 646-1.4
Recreational Use - Tour Boat |
| <input type="checkbox"/> Article 43, Title 1, Section 43-0117 Operation of ferries
and certain other boats, barges and vessels restricted. | <input type="checkbox"/> Article 43, Title 1, 6NYCRR 646-4
Stormwater Management |
| <input type="checkbox"/> 6 NYCRR Part 608
Water Quality Certification | |

Permit Issued to Capri Village Properties L L C		Telephone Number 668-4829
Address of Permittee 3926 Lakeshore Dr Diamond Point, NY 12824		
Contact Person (if not permittee) John Famosi		Telephone Number same
Facility Name Capri Village Resort		Facility Address 3926 Lakeshore Dr
County Warren	Town Bolton	Parcel # 213.13-1-52

AUTHORIZED ACTIVITY

Operate a Class A Marina in accordance with the Marina Description attached as Schedule A and made part of this permit, and subject to the attached general and special conditions. No construction is herein authorized. This permit expressly authorizes only those activities specified on Schedule A, subject to the limitations herein.

Marina activities in excess of the authorized activities is a violation of the Environmental Conservation Law and will subject the facility to fines, penalties and/or revocation of the permit.

By the acceptance of this permit, the permittee agrees that the permit is contingent upon strict compliance with the Environmental Conservation Law, the Navigation Law, all applicable regulations, and the General and Special Conditions included as part of this permit.

Executive Director: David Wick Lake George Park Commission, PO Box 749, Lake George NY 12845, 518-668-9347		
Authorized Signature 	Date 8/10/17	Page 1 of 6

GENERAL CONDITIONS

Inspections

1. Upon reasonable notice, permittee shall afford access to the site to Commission staff for the purpose of conducting on-site inspections.

Permit Modifications & Renewals

2. The permittee shall not alter or expand the number or type of services or recreational activities offered without obtaining a modification to the permit which authorizes the new or expanded services or recreational uses. Any modification to this permit granted by the Commission shall be in writing.

3. Any change in use of an existing marina which increases the number and/or types of vessels serviced shall require a modification to any previously issued permit.

4. This permit may not be relocated to other facilities unless a permit for the different facility has been issued by the Commission. Marina permits will be modified to reflect a sale or transfer of the facility to another owner subject to a determination by the Commission that the facility is in compliance with the requirements of this Subpart and permits issued in accordance with this Subpart. Lakefront marina facilities at separate locations under common ownership shall require separate permits.

Prohibitions

5. Quick launching as defined in 6NYCRR 645-2 is prohibited except as specifically authorized herein.

6. No vessel shall be berthed at a dock, wharf or mooring without the prior consent of the adjoining landowner so as to encroach beyond the adjacent property line extended into the lake on the same axis as the property line runs onshore where it meets the lake, or at a right angle to the mean high-water mark, whichever results in the lesser setback.

Other Legal Obligations of Permittee

7. All persons shall comply with all conditions issued with any permit issued for the construction, operation or use of a dock, wharf, mooring or marina. Failure to comply with any such condition shall be a violation and grounds for the immediate revocation of the permit and/or the imposition of a fine for each day from the date the violation first occurred until the violation is corrected.

8. The permittee has accepted expressly, by execution of the application, the full legal responsibility of all damages direct or indirect, of whatever nature, and by whomever suffered, arising out of the project described herein and has agreed to indemnify and save harmless the State from suits, actions, damages and costs of every name and description resulting from said project.

9. This permit shall not be construed as conveying to the permittee any right to trespass on the lands or interfere with the riparian rights of others in order to perform the permitted action or as authorizing the impairment of any rights, title, or interest in real or personal property held or vested in a person not a party to this permit.

10. The permittee is responsible for obtaining any other permits, approvals, right-of-ways, land easements including but not limited to easements to the lands under the waters of the State, which may be required for the operation authorized herein.

11. Granting of this permit does not relieve the permittee of the responsibility of obtaining any other permission, consent, permit, or approval from the U.S. Army Corps of Engineers, U.S. Coast Guard, N.Y.S. Office of General Services, N.Y.S. Department of Environmental Conservation, N.Y.S. Department of Health, Adirondack Park Agency, or local government which may be required.

12. The permittee shall post and maintain a sign with language specified by the Lake George Park Commission in a location and manner so as to be visible to patrons of the marina. A copy of the text of said sign is attached hereto.

Docks, Wharfs and Moorings

13. A permit shall be required for any construction, alteration, relocation, extension or modification of a dock, wharf or mooring. The authorized wharfs, docks and moorings for this facility are depicted on Schedule B and/or C of this permit.

14. The facility is subject to annual fees under Section 646-1.1(b) of this Subpart for the use of wharfs, moorings and quick launch facilities. Nothing herein shall be construed as to permit use of facilities for which fees have not been paid.

15. No person shall operate or put to use a commercial dock, wharf, mooring, Class A marina or Class B marina without implementing a maintenance program sufficient to keep all docks, wharves, adjacent shoreline, water and lake bottom clean of debris.

16. Any person owning, operating, or constructing a dock, wharf or mooring, shall be responsible for the complete removal of pilings, cribs, chains and blocks, floats and/or any other related components which are abandoned or fall into disuse.

Environmental Protection/Marina Operations

17. Restrooms, including toilet facilities, for the use by customers, shall be available at all times from May 1 to October 31 of each year.

GENERAL CONDITIONS

18. One on-site parking space or adequate off-site parking shall be provided for each vessel berthed unless otherwise specified in Schedule A. Parking as described in Schedule A shall not be diminished.

19. An adequate storage area for trailers shall be provided or the storage of trailers shall be prohibited.

20. The permittee shall maintain compliance with New York State fire code standards and DEC bulk storage standards for the storage of gasoline and hazardous materials.

21. For facilities with on-site petroleum storage, a plan relative to the inspection and maintenance of petroleum storage facilities and all associated equipment, and appropriate measures relative to spill prevention and countermeasures must be on file with the Commission and available on-site. Such plan shall include:

(i) the inspection of all plumbing and related pumping equipment, not less than daily, to guard against leakage of petroleum products into the waters of the Park;

(ii) the training of each person pumping motor fuels in procedures to guard against the spillage of such motor fuels into the waters of the park and procedures to respond to a spill; and

(iii) the maintenance, in close proximity to the pumping facilities, of such equipment as is necessary to respond to any spill of petroleum products into the waters of the Park or on to land or structures where it may flow into the waters of the Park.

22. Adequate garbage and debris disposal facilities with leakproof containers must be provided and properly maintained.

23. The permittee shall provide a boat cleaning area that is designed, operated and maintained in such a manner to prevent contamination of the waters of the Park or boat cleaning shall be prohibited.

24. No person shall clean any vessel with chemicals or detergents where runoff into or contamination of the waters of the Park occurs or is likely to occur.

25. The permittee shall ensure customer access to facilities for the disposal of sanitary wastes from vessels with on-board sanitary equipment in accordance with the following;

(i) on-site pumpout facilities, or proven access to pumpout facilities, for use by vessels which use the services of the Class A marina; and

(ii) facilities for the disposal of waste from portable marine toilets, or proven access to such facilities, for use by vessels which use the services of the Class A marina. Such facilities shall be designed, installed, operated and maintained to prevent the discharge of contaminants from marine toilets to the waters of the Park or the ground from which they may flow into the waters of the Park.

Written proof of access to disposal facilities for a period equal to the life of the permit shall be required. Off-site facilities must be located within a reasonable distance from the Class A marina.

26. No person shall launch a vessel into or remove a vessel from the waters of the Park without inspecting the vessel and its trailer, if any, to ensure the detection of marine growth, including macrophytes (weeds), or any other hull contamination, and removing said growth and disposing of it so as to ensure that it is not discharged into the waters of the park.

27. No person shall launch any vessel into the waters of the Park, or operate a vessel on the waters of the Park, which is not permanently sealed to prevent the discharge of wastewater into the waters of the Park.

28. All necessary precautions shall be taken to preclude contamination of any wetland or waterway by suspended solids, sediment, fuels, solvents, lubricants, epoxy coatings, paint, concrete, leachate or any other environmentally deleterious materials associated with the operation of this facility.

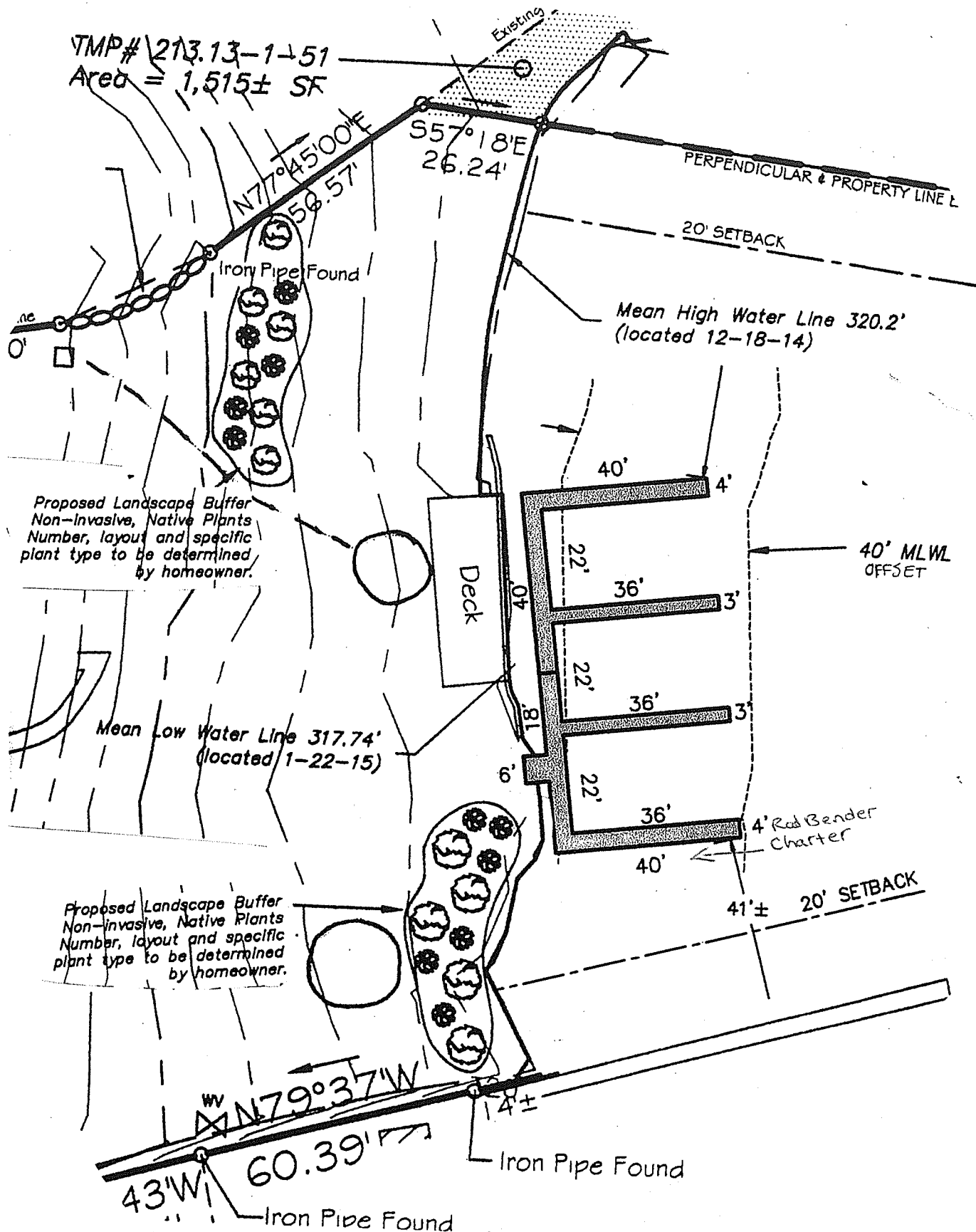
29. The permittee shall ensure that no person renting a motor boat on Lake George shall operate that vessel without first having viewed the LGPC Boating Safety Video provided to all marinas by the Commission. This video shall be viewed at the premises of the marina as part of their boater safety education prior to departing from the marina facility with the rental boat. The permittee shall ensure that all motor boat rental operators view this video in its entirety each season. Return renters at this facility shall not be required to view the video more than once in the same season.

Lakefrontage: 226 feet

Capri Village Properties, LLC operates a resort in Middleworth Bay which offers tourist accomodations and makes a fishing charter vessel operated by Rod Bender Charters available from its south dock.

Page 4 of 6

SCHEDULE B - WHARF & MOORING PLAN







Property Description Report For: 3926 Lake Shore Dr, Municipality of Bolton



Total Acreage/Size: 3.86
Land Assessment: 2019 - \$1,992,500
Full Market Value: 2019 - \$3,414,444
Equalization Rate: ----
Deed Book: 1205
Grid East: 710235

Status: Active
Roll Section: Taxable
Swis: 522000
Tax Map ID #: 213.13-1-52
Property Class: 415 - Motel
Site: COM 1
In Ag. District: No
Site Property Class: 415 - Motel
Zoning Code: TOB
Neighborhood Code: 52210 - Lk George Frt
School District: Lake George
Total Assessment: 2019 - \$3,073,000
Property Desc: 3.-1-64
Deed Page: 217
Grid North: 1698909

Owners

Capri Village Prop LLC
 3926 Lake Shore Dr
 Diamond Point NY 12824

Sales

No Sales Information Available

Utilities

Sewer Type:	Private	Water Supply:	Private
Utilities:	Electric		

Inventory

Overall Eff Year Built:	1970	Overall Condition:	Good
Overall Grade:	Average	Overall Desirability:	3

Buildings

AC%	Sprinkler%	Alarm%	Elevators	Basement Type	Year Built	Condition	Quality	Gross Floor Area (sqft)	Stories
100	0	0	0	Partial fin	1970	Normal	Economy	1400	1
100	0	0	0		1965	Normal	Economy	616	1
100	0	0	0		1965	Normal	Economy	3048	1
100	0	0	0		1965	Normal	Economy	3936	1
100	0	0	0		1965	Normal	Economy	3344	1
100	0	0	0	Unfinished	1965	Normal	Economy	1584	1
100	0	0	0		1970	Normal	Economy	6342	3
100	0	0	0		1965	Normal	Economy	3048	1.00
100	0	0	0		1965	Normal	Economy	3936	1.00
100	0	0	0		1965	Normal	Economy	3344	1.00
100	0	0	0	Unfinished	1965	Normal	Economy	1584	1.00
100	0	0	0		1970	Normal	Economy	6342	3.00

Site Uses

Use	Rentable Area (sqft)	Total Units
Motel	20,010	58
External apt	2,784	1

Improvements

Structure	Size	Grade	Condition	Year
Porch-coverd	4 x 66	Average	Normal	1954
Porch-coverd	6 x 12	Average	Normal	1954
Porch-open/deck	264.00 sq ft	Average	Normal	1954
Pool-fibrgls	1,024.00 sq ft	Good	Normal	1961
Patio-concr	0 x 0	Good	Normal	1961
Porch-coverd	5 x 124	Average	Normal	1965
Porch-open/deck	5 x 96	Average	Normal	1965
Porch-coverd	5 x 127	Average	Normal	1965
Fence-chn lk	224 x 4	Good	Normal	1961
Shed-machine	11 x 14	Average	Normal	1961
Porch-coverd	6 x 12	Average	Good	1956
Porch-open/deck	0 x 0	Average	Good	1956
Porch-open/deck	0 x 0	Average	Normal	1956
Porch-coverd	4 x 6	Average	Normal	1956
Porch-open/deck	0 x 0	Average	Normal	1956
Fence-chn lk	224 x 5	Good	Normal	1985
Porch-open/deck	16 x 56	Average	Normal	1985
Boat shelter	30 x 60	Average	Normal	1974
Crib dock	0 x 0	Average	Normal	1974
Dependnt res	0 x 0	Good	Normal	1980
Gar-1.0 att	0 x 0	Average	Normal	1984
Porch-coverd	0 x 0	Average	Normal	1984

Land Types

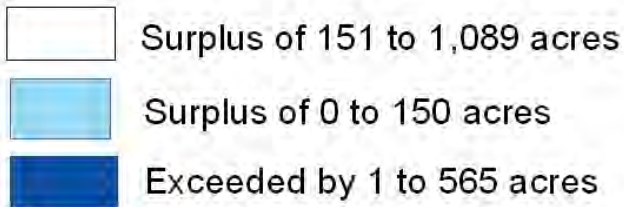
Type	Size
Residual	2.39 acres
Waterfront	320 x 200

Special Districts for 2019

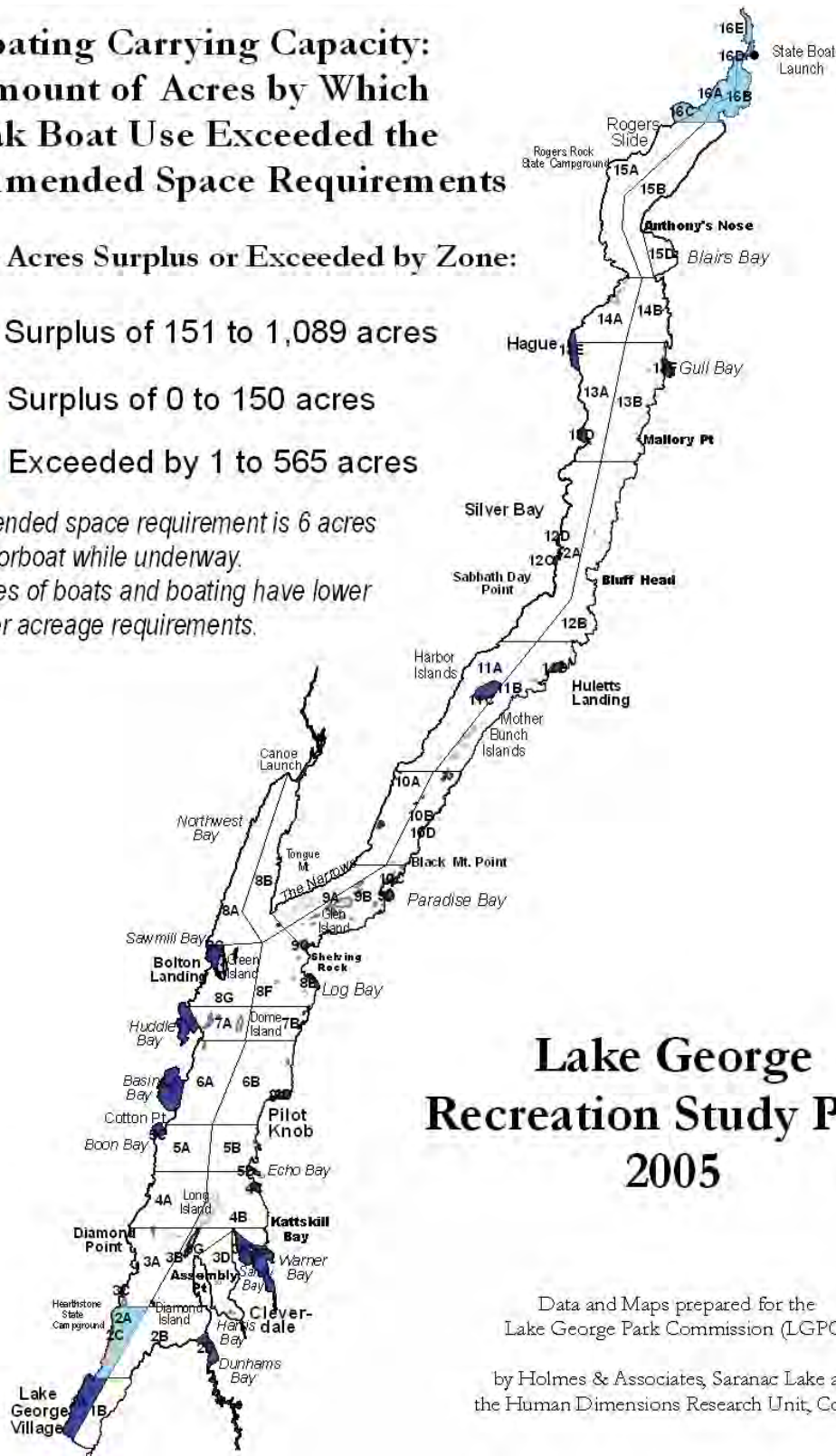
Description	Units	Percent	Type	Value
FD001-Fire	0	0%		0
SE001	0	0%		0

Boating Carrying Capacity: Amount of Acres by Which Peak Boat Use Exceeded the Recommended Space Requirements

Boatable Acres Surplus or Exceeded by Zone:



*Recommended space requirement is 6 acres per motorboat while underway.
Other types of boats and boating have lower or higher acreage requirements.*



Lake George Recreation Study Plan, 2005

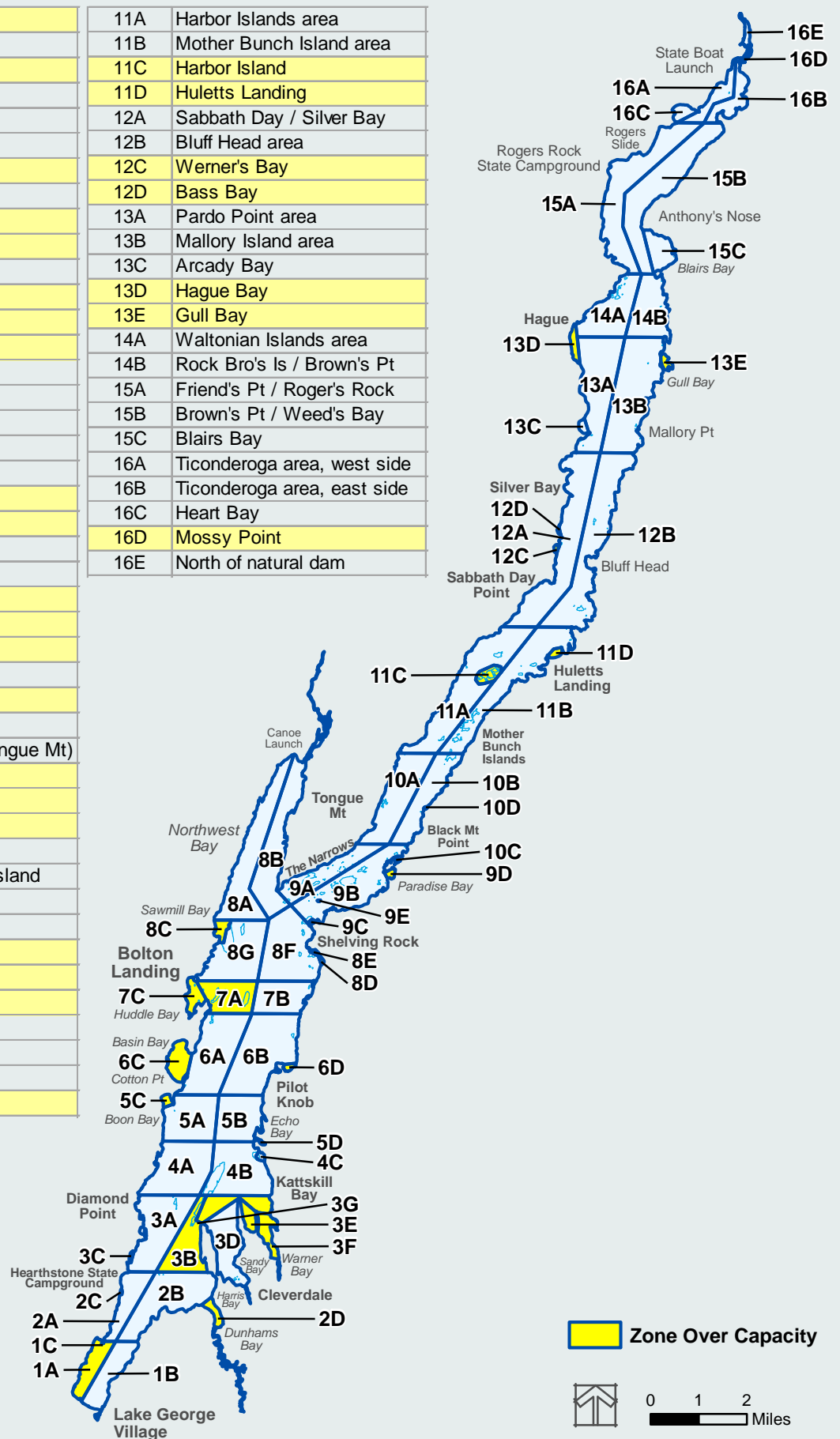
Data and Maps prepared for the
Lake George Park Commission (LGPC)

by Holmes & Associates, Saranac Lake and
the Human Dimensions Research Unit, Cornell

Map 3-7: Carrying Capacity Analysis: Highlighting Where Boatable Acres were Exceeded

1A	LG Village, west side
1B	LG Village, east side
1C	Tea Island
2A	Hearthstone Point
2B	Plum Pt / Woods Pt area
2C	Hearthstone Campground
2D	Dunham's Bay
3A	Cannon Pt area
3B	Assembly Pt area
3C	Still Bay
3D	Harris Bay
3E	Sandy Bay
3F	Warner Bay
3G	Assembly Point Channel
4A	Long Island West
4B	Long Island East
4C	Elizabeth Island
5A	Rush Island area
5B	Whipple Island area
5C	Boon Bay
5D	Echo Bay
6A	Cotton Point area
6B	Pilot Knob area
6C	Basin Bay
6D	Andrews Bay
7A	Clay Island - Dome Island
7B	Watch Point area
7C	Huddle Bay
8A	Northwest Bay, west side
8B	Northwest Bay, east side (Tongue Mt)
8C	Sawmill Bay
8D	Shelving Rock Bay
8E	Log Bay
8F	Huckleberry Island
8G	Bolton Bay & east of Green Island
9A	Narrows, west side
9B	Narrows, east side
9C	14 Mile Island
9D	Red Rock Bay
9E	Glen Island
10A	Dollar Island Group area
10B	Black Mtn Point area
10C	Paradise Bay
10D	Black Mtn Point

11A	Harbor Islands area
11B	Mother Bunch Island area
11C	Harbor Island
11D	Hulets Landing
12A	Sabbath Day / Silver Bay
12B	Bluff Head area
12C	Werner's Bay
12D	Bass Bay
13A	Pardo Point area
13B	Mallory Island area
13C	Arcady Bay
13D	Hague Bay
13E	Gull Bay
14A	Waltonian Islands area
14B	Rock Bro's Is / Brown's Pt
15A	Friend's Pt / Roger's Rock
15B	Brown's Pt / Weed's Bay
15C	Blairs Bay
16A	Ticonderoga area, west side
16B	Ticonderoga area, east side
16C	Heart Bay
16D	Mossy Point
16E	North of natural dam



Lake George 2015 Recreation Study Lake Zones Map



Lake George
Park Commission



STATION: 170034

New York State Department of Transportation

Traffic Count Hourly Report

Page 2 of 2

ROUTE #: **NY 9N** ROAD NAME: **SR9N** FROM: **CR 35 DIAMOND POINT RD** TO: **CR 48** COUNTY: **Warren**
 DIRECTION: Southbound FACTOR GROUP: 60 REC. SERIAL #: 0024 FUNC. CLASS: 06 TOWN: **BOLTON**
 STATE DIR CODE: 2 WK OF YR: 43 PLACEMENT: 501FT S OF MARION HOUSE DR NHS: no LION#:
 DATE OF COUNT: 10/20/2010 @ REF MARKER: JURIS: NYSDOT BIN:
 NOTES LANE 1: WEEK 43 SB ADDL DATA: CC Str: RR CROSSING:
 COUNT TAKEN BY: ORG CODE: TST INITIALS: BJF COUNT TYPE: AXLE PAIRS BATCH ID: DOT-R1_SC_WW43b HPMS SAMPLE:
 PROCESSED BY: ORG CODE: DOT INITIALS: JSR

DATE	DAY	12 TO 1	1 TO 2	2 TO 3	3 TO 4	4 TO 5	5 TO 6	6 TO 7	7 TO 8	8 TO 9	9 TO 10	10 TO 11	11 TO 12	12 TO 1	1 TO 2	2 TO 3	3 TO 4	4 TO 5	5 TO 6	6 TO 7	7 TO 8	8 TO 9	9 TO 10	10 TO 11	11 TO 12	DAILY TOTAL	DAILY HIGH COUNT	DAILY HIGH HOUR
		AM												PM														
1	F																											
2	S																											
3	S																											
4	M																											
5	T																											
6	W																											
7	T																											
8	F																											
9	S																											
10	S																											
11	M																											
12	T																											
13	W																											
14	T																											
15	F																											
16	S																											
17	S																											
18	M																											
19	T																											
20	W																											
21	T	7	3	2	2	2	18	41	98	111	102	128	110	175	154	130	179	186	140	93	55	26	35	19	8			
22	F	10	3	3	0	3	11	45	92	114	101	119	133	130	115	113	162	184	128	80	37	51	26	32	10	1705	184	16
23	S	9	10	7	5	2	7	16	49	66	105	122	164	190	175	192	177	227	179	124	87	90	79	69	39	2190	227	16
24	S	26	18	7	6	4	7	16	30	74	102	190	247	291	175	141	136	118	91	57	47	28	19	12	13	1855	291	12
25	M	9	4	4	2	3	22	35	92	101	84	102	89	129	111	121	157	145	122	66	25	45	14	15	5	1502	157	15
26	T	3	3	0	1	2	19	47	98	100																		
27	W																											
28	T																											
29	F																											
30	S																											
31	S																											

AVERAGE WEEKDAY HOURS (Axle Factored, Mon 6AM to Fri Noon)																							ADT	
7	3	2	1	2	15	40	91	101	95	115	110	138	121	116	159	164	124	76	37	39	24	21	8	1609
DAYS Counted	HOURS Counted	WEEKDAYS Counted	WEEKDAY Hours	AVERAGE WEEKDAY		Axle Adj. Factor	Seasonal/Weekday Adjustment Factor	ESTIMATED (one way)																
				High Hour	% of day																			
7	144	4	78	164	10%	0.955	0.920	AADT 1749																

**Marina Permit Application
Request for Review**

To: Law Enforcement/Patrol
From: Joe Thouin

Date: 01/21/2020

Application # 5220-48-19

Owner CAPRI VILLAGE PROPERTIES L L C

Facility: CAPRI VILLAGE

Parcel # 213.13-1-52

Town: BOLTON

Project: Modify an existing marina to add a charter vessel

Please review the attached application materials and advise of any navigational or safety concerns.

Comments: _____

RETURN

To: Joe Thouin

From: Joe Johns

Date: 1/21/20

☐ Further information is required:

☐ No concerns noted with this application

☒ The Boat Patrol has the following comments regarding this application:

No tubing or skiing in over capacity zones

☐ I recommend the following Special Conditions be incorporated into the permit:

Project: 5220-48-19 & 5220-2-20

Date:

Short Environmental Assessment Form

Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Short Environmental Assessment Form

Part 3 Determination of Significance

For every question in Part 2 that was answered “moderate to large impact may occur”, or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

- ☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
- ☒ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

NYS Lake George Park Commission

Name of Lead Agency

Joe Thouin

Print or Type Name of Responsible Officer in Lead Agency

Date

Environmental Analyst

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Signature of Preparer (if different from Responsible Officer)

617.21
State Environmental Quality Review
NEGATIVE DECLARATION
Notice of Determination of Non-Significance

Project Number: 5220-48-19 M1
5220-2-20 SPT

Date:

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Lake George Park Commission has determined that the proposed action described below will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be prepared.

Name of Action: Capri Village Class A Marina MOD and Lake George Narrows Boat Tours

SEQR Status: Unlisted

Description of Action: Class A Marina MOD: Offering a charter vessel
New Tour Boat

Location: Parcel: 213.13-1-52, 3926 Lakeshore Drive, Town of Bolton

Reasons Supporting This Determination:

The project site is a resort facility located at 3926 Lakeshore Drive in the Town of Bolton. The site has 226' of lakefront and is improved with 2 F-shaped docks. The applicant seeks to modify a Class A Marina to allow operation of a second charter vessel.

The facility meets the Commission's marina requirements for parking, restrooms, and garbage facilities.

The facility is located in Middleworth Bay in a zone identified with the Lake George Recreation Study as zone 4A. Both the 2005 and 2015 Recreation Studies indicate that Zone 4A has a surplus of boatable acres. The Tour Boat does not propose recreational towing in areas identified as being overcapacity by the Recreation Study.

The additional vehicle traffic associated with the proposed use is statistically insignificant.

The waters of Lake George, all land lying under such waters and within 500 feet of the mean high-water mark of such waters, and wetlands located adjacent to the waters of Lake George and all land within 500 feet of such wetlands are designated a Critical Environmental Area pursuant to Section 617.4(h) of the State Environmental Quality Review Act regulations (6NYCRR) and 645-3.8 of the Lake George Park Commission regulations (6NYCRR).

The reason for this designation was and is to afford increased protection of a unique resource of state-wide significance and to recognize and protect the exceptional natural beauty, scenic quality, water quality, fish & wildlife habitat, historic significance, recreational resources and ecological sensitivity of the Lake.

For Further Information:

Contact Person: Joe Thouin

Lake George Park Commission, PO Box 749, Lake George NY 12845

Telephone Number: (518) 668-9347 Fax (518) 668-5001 E-mail joe@lgpc.state.ny.us



Lake George Park Commission

pd 950. mdu



Application Materials

Fort George Rd, PO Box 749, Lake George NY 12845 | 518.668.9347 fax 518.668-5001 | info@lgpc.state.ny.us www.lgpc.state.ny.us

APPLICATION FOR PERMIT FOR A CLASS A MARINA			
THIS APPLICATION IS FOR THE: <input type="checkbox"/> a New Marina (\$100) <input checked="" type="checkbox"/> Modification to an Existing Marina (\$50)			
APPLICATION FEE ENCLOSED: \$50 (check or money order only)			
1. OWNER <input type="checkbox"/> Mr. <input type="checkbox"/> Mrs. <input type="checkbox"/> Ms. <input type="checkbox"/> Dr.		<input type="checkbox"/> INDIVIDUAL <input checked="" type="checkbox"/> PARTNERSHIP <input type="checkbox"/> ASSOCIATION <input type="checkbox"/> CORPORATION <input type="checkbox"/> MUNICIPALITY <input type="checkbox"/> AGENCY	
NAME Capri Village Properties, LLC		EMAIL capriofficemail@gmail.com	
CONTACT PERSON IF OWNER IS NOT AN INDIVIDUAL John S. Famosi			
MAILING ADDRESS 3926 Lake Shore Drive			
CITY Diamond Point	STATE NY	ZIP CODE 12824	PHONE 518.668.4829
If other parties have deeded or contractual access to this lakefront, please provide names and mailing addresses of all involved parties on a separate sheet.			
2. AGENT <input type="checkbox"/> CONTRACT VENDEE <input type="checkbox"/> PRESIDENT OR CEO <input type="checkbox"/> ATTORNEY <input type="checkbox"/> CONSULTANT <input type="checkbox"/> CONTACT PERSON			
NAME		EMAIL	
COMPANY			
MAILING ADDRESS			
CITY	STATE	ZIP CODE	PHONE
3. FACILITY			
NAME OF MARINA Capri Village Properties, LLC			
WHEN DID MARINA OPERATIONS FIRST BEGIN AT THIS FACILITY? 2016			
TOWN <input type="checkbox"/> TICONDEROGA <input type="checkbox"/> DRESDEN <input type="checkbox"/> FORT ANN <input type="checkbox"/> HAGUE <input type="checkbox"/> LAKE GEORGE <input type="checkbox"/> PUTNAM <input type="checkbox"/> QUEENSBURY <input checked="" type="checkbox"/> BOLTON	SECTION 213.13		BLOCK 1
	STREET Lake Shore Drive		LOT 52
LAKE FRONTAGE 317.74 feet according to <input type="checkbox"/> Tax Map <input checked="" type="checkbox"/> Survey (attach copy)		NUMBER OF WHARFS AND MOORINGS CURRENTLY ON PROPERTY 8 DOCKS 0 MOORINGS (Please fill in a number or 0 for each)	
4. PROJECT DESCRIPTION			
PROPOSED MARINA ACTIVITIES Capri Village Properties, LLC proposes to permit a tour boat to berth and operate at Capri Village Motel on tax parcel 213.13-1-52. This is in addition to the existing fishing charter currently operating at the motel.			
IS ANY NEW WHARF, MOORING OR BOAT STORAGE BUILDING CONSTRUCTION PLANNED? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No (If yes, application and plans must be submitted with marina application)			

IS THE FACILITY AND ITS ASSOCIATED LAND USES IN COMPLIANCE WITH APPLICABLE PROVISIONS OF STATE AND LOCAL LAWS, ORDINANCES, RULES AND REGULATIONS?

☒ Yes ☐ No (if no, please explain)

5. MARINA SERVICES

Check the types of services offered or proposed and indicate the number of vessels where applicable.

Service	Number of Vessels	Service	
<input checked="" type="checkbox"/> Slip rental*	6	<input type="checkbox"/> Fuel Sales	<input type="checkbox"/> Pump-out
<input type="checkbox"/> Mooring rental*		<input type="checkbox"/> Public Boat Launch	<input type="checkbox"/> Private Boat Launch
<input type="checkbox"/> Indoor winter boat storage*		<input type="checkbox"/> Boat Sales	<input type="checkbox"/> Sale of Marine Products
<input type="checkbox"/> Outdoor winter boat storage*		<input type="checkbox"/> Service/Repair	<input type="checkbox"/> Vessel Towing
<input type="checkbox"/> Indoor Quick Launch		<input type="checkbox"/> Waterskiing/Tubing	<input type="checkbox"/> Scuba
<input type="checkbox"/> Outdoor Quick Launch		<input type="checkbox"/> Parasail -Operator _____	
<input type="checkbox"/> Motorized Boat Rentals **		<input type="checkbox"/> Instruction/Classes - state type	
<input type="checkbox"/> Non-Motorized Boat Rentals **			
<input type="checkbox"/> Personal Watercraft Rental		<input checked="" type="checkbox"/> Tour Boat(s) 1	
<input checked="" type="checkbox"/> Charter Vessels	1	Operator John Sorbo	
Type Fishing		Vessel Lake George Narrows Boat Tours, LLC	

Additional Details Propose to use existing slip which is currently used by customers for berthing and operating a tour boat. This use would be in addition to the fishing charter which is currently permitted. 3 parking spaces would be dedicated (in addition to the 3 for the fishing charter). Lakefront restroom is available.

*Include berths used by customers only. Do not include slips, moorings or winter storage areas used by rental vessels or other vessels owned by the marina or upland owner. Number customer berths on the facility plan.

** Attach sheet with descriptions of proposed rental boats; type, length & size of motor.

WHAT ARE THE PLANNED HOURS AND TIME OF YEAR OF OPERATION?

Weather dependent: 8AM to 8PM, Memorial Day through Columbus Day

WILL ANY OWNER/OPERATOR OF A PUBLIC VESSEL CONDUCT BUSINESS INVOLVING SUCH VESSEL AT THIS FACILITY? (ie: offering of rides, instruction, or water based recreation for a fee, etc.) ☒ Yes ☐ No

If yes, fill out Public Vessel Addendum C and submit with application

OF THE VESSELS BERTHED AT THE SITE, HOW MANY HAVE

Holding Tanks? _____ Port-a-Potties? 2 No facilities? _____

WHERE WILL EFFLUENT FROM BOAT HOLDING TANKS AND PORT-A-POTTIES BE DISPOSED?

If relying on another facility to provide pump-out services attach a signed and dated agreement (Addendum A). This is **required** for all marinas which do not offer on-site pump-out.

ARE PETROLEUM PRODUCTS SOLD HERE? ☐ Yes ☒ No

If yes, what is the DEC Bulk Storage Permit Number? _____

If yes, is there a Spill Prevention Plan on file? ☐ Yes ☐ No (include spill plan with application)

IS A BOAT CLEANING AREA PROVIDED? ☐ Yes ☒ No (mark location on facility plan)

HOW MANY VEHICLE PARKING SPACES ARE AVAILABLE AT THE SITE? 3 (mark on facility plan)

HOW MANY BOAT TRAILER PARKING SPACES ARE AVAILABLE? 0 (mark on facility plan)

ARE REST ROOMS AVAILABLE TO CUSTOMERS AT ALL TIMES BETWEEN MAY 1 AND OCTOBER 31?

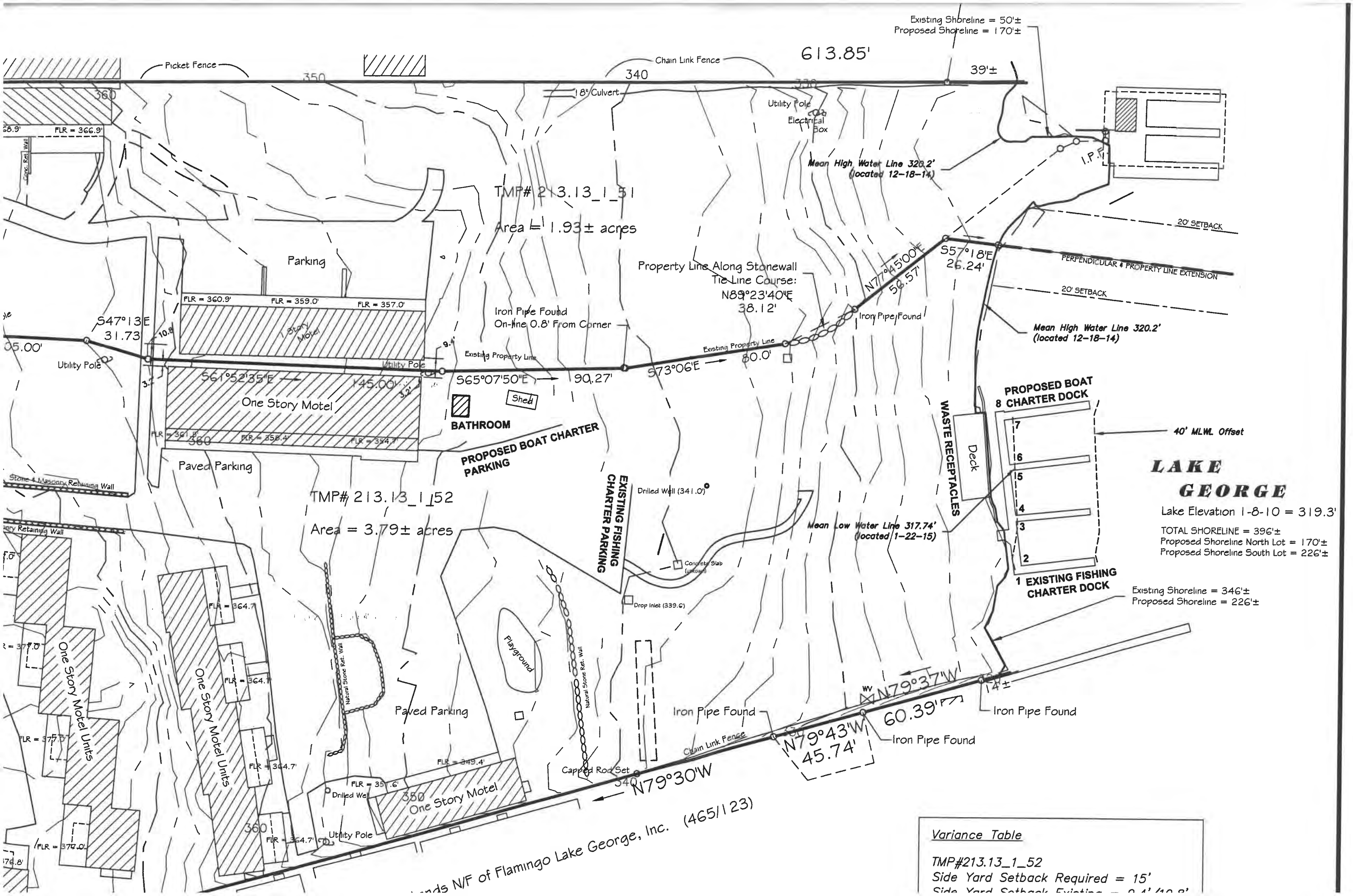
☒ Yes This is **required** for all marinas. Mark the rest room's location on facility plan & attach Wastewater System Evaluation Report as needed (see instructions)

6. PERMITS OR APPROVALS REQUIRED FROM OTHER AGENCIES OR MUNICIPALITIES			
Agency <u>Town of Bolton Planning Board</u>	Permit or Approval <u>Approval</u>	Date Applied <u>10/31/19</u>	Date Issued <u>Pending</u>
7. ADJOINING LAKEFRONT PROPERTY OWNERS (available from your town or county real property dept.)			
NAME <u>Flamingo Lake George, Inc.</u>	NAME <u>Capri Villages Properties North, LLC</u>		
TAX MAP # <u>213.13-1-53</u>	TAX MAP # <u>213.13-1-51</u>		
MAILING ADDRESS <u>3914 Lake Shore Drive</u> <u>Diamond Point, NY 12824</u>	MAILING ADDRESS <u>3926 Lake Shore Drive</u> <u>Diamond Point, NY 12824</u>		
8. CERTIFICATION			
<p>I hereby affirm that the information on this form and all attachments submitted herewith is true to the best of my knowledge and belief. As a condition to the issuance of a permit, the applicant accepts full legal responsibility for all damage, direct and indirect, or whatever nature, and by whomever suffered, arising out of the project described herein and agrees to indemnify and save harmless the State from suits, actions, damages and costs of every name and description resulting from the said project.</p> <p>During the processing of this application Lake George Park Commission (LGPC) personnel or their assigns may need to visit this site to inspect, measure, make drawings and/or take photographs. I hereby agree that LGPC staff or their assigns may enter upon and pass through this property in order to inspect the project site or facility, without prior notice, between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, while the application is pending. In the event that the project site or facility is posted with any form of "posted" or "keep out" notices, or fenced in with an unlocked gate, this permission authorizes LGPC staff or their assigns to disregard such notices or unlocked gates at the time of inspection</p>			
SIGNATURE OF OWNER (Note title if signing for a corporation or association)			DATE

INCLUDE WITH THIS FORM - Failure to include any one of the required items will result in an incomplete notice and delay in processing your application.

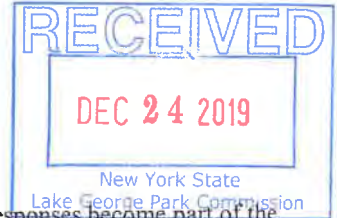
- ☒ Application fee
- ☒ Site location map
- ☒ Facility Plan - to scale showing all buildings, docks, moorings and location of services provided and any other required information (see application instructions)
- ☒ Full or Short Environmental Assessment Form (confirm form type with Commission staff)
- ☒ Wastewater System Evaluation Report, SPDES permit or if on public sewer, a letter from the municipality approving the proposed use.
- ☐ **Addendum A** Co-owner Signature Page (if lakefront is jointly or commonly owned)
- ☒ **Addendum B** Parties with deeded or contractual access to this lakefront
- ☒ **Addendum C** Public Vessel Form (if needed)
- ☐ **Addendum D** Pump-out agreement (if needed)

U:\SHARED\LGPC Program - Environmental Permits\Forms\Marinas\marinapp.wpd 1/20/15



Short Environmental Assessment Form

Part 1 - Project Information



Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information			
Capri Village Properties, LLC			
Name of Action or Project: Additional Berth at Class A Marina			
Project Location (describe, and attach a location map): 3926 Lakeshore Drive, Diamond Point, NY 12824			
Brief Description of Proposed Action: Appliant proposes to permit the berthing of a Boat Touring business (Lake George Narrows Boat Tours) at its facility.			
Name of Applicant or Sponsor: Capri Village Properties, LLC		Telephone: 518-668-4829 E-Mail: caprivillagemail@gmail.com	
Address: 3926 Lakeshore Drive			
City/PO: Diamond Point		State: NY	Zip Code: 12824
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.		NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:		NO <input checked="" type="checkbox"/>	YES <input checked="" type="checkbox"/>
3. a. Total acreage of the site of the proposed action?		_____ <1 acres	
b. Total acreage to be physically disturbed?		_____ 0 acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		_____ <1 acres	
4. Check all land uses that occur on, are adjoining or near the proposed action:			
5. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input checked="" type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban)			
<input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input checked="" type="checkbox"/> Other(Specify): Lake Front			
<input type="checkbox"/> Parkland			

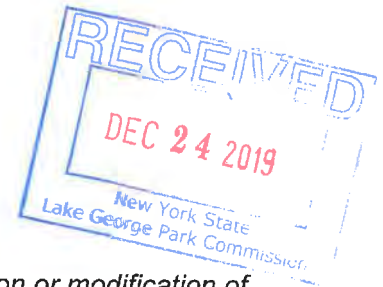
	NO	YES	N/A
5. Is the proposed action,			
a. A permitted use under the zoning regulations?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? Name: Lake George, Reason: Protect the resources of the park. Agency: Lake George Park Commision, Date If Yes, identify: 11.16.88	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>	
b. Are public transportation services available at or near the site of the proposed action?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies:	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____ Not Applicable	NO <input type="checkbox"/>	YES <input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	NO <input type="checkbox"/>	YES <input type="checkbox"/>	
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	<input type="checkbox"/>	<input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input type="checkbox"/> Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
a. Will storm water discharges flow to adjacent properties?	<input type="checkbox"/>	<input type="checkbox"/>
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	<input type="checkbox"/>	<input type="checkbox"/>
If Yes, briefly describe: _____ _____		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment: _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor/name: _____ Date: _____ Signature: _____ Title: _____		



Lake George Park Commission

Fort George Rd, PO Box 749, Lake George NY 12845 | 518.668.9347 fax 518.668-5001 | info@lgpc.state.ny www.lgpc.state.ny.us



APPLICATION FOR PERMIT FOR MARINAS ADDENDUM C - Public Vessels

This is a supplement and attachment to applications for the construction, operation or modification of Class A marinas.

List the Public Vessels operated from this facility, their owner's name and address, the nature of the commercial activity engaged in, and the capacity of each vessel below.			
Boat Name and NYS Registration #	Owner's Name and Address	Commercial Use Type *	Capacity
Rod Bender Charters NY8136JX	Jeffrey Johnson PO Box 76 Diamond Point, NY 12824	Fishing Charter	8
The Patsy NY7277MM	John Sorbo 201 Warren Street Apt 2B Jersey City, NJ 07302	Tour Boat Charter	11

* Tour Boat, Fishing Charter, Sailing Charter, Parasail Raft or Tow Craft, Ferry, etc.

NOTE: A Special Permit for Recreational Use is required from the Commission for the operation of Parasails, Tour Boats and new recreational uses.



Department of Environmental Conservation

Customer Number 55010
Invoice 9990000418090

Environmental Conservation Law (ECL) Article 72 and 6NYCRR Part 481 of this Department provide that all persons who require a permit, certificate, or approval pursuant to a State environmental regulatory program, or who are subject to regulation under a State environmental regulatory program, are required to submit an annual fee to this Department.

Remittance must be received by the payment due date shown on the invoice to avoid interest and penalty charges. Interest rates are set by the Commissioner of Taxation and Finance, and assessed pursuant to Article 72 of the Environmental Conservation Law. Penalties are assessed based on the amount of the payment deficiency at a rate of five percent of that deficiency per month, not to exceed twenty-five percent. NOTE: The penalty rate for the Operating Permit Program may differ and is shown on your invoice, if applicable.

DISPUTES: Please take notice that pursuant to 6 NYCRR 481.9(c) challenges to a Regulatory Program Fee may be rejected under the following circumstances; (1) failure to make a request for a recalculation of the fee within 30 business days of the date of the Department's original invoice; or (2) failure to make payment in full of the undisputed amount of the annual program fee; or (3) failure to give a specific reason for challenging the fee. A new fee recalculation request must be submitted for each year's assessment, regardless of the status of the previous years recalculation request.

IF A DETERMINATION IS MADE IN FAVOR OF THE DEPARTMENT, DISPUTED AMOUNTS NOT PREPAID AT THE TIME OF DISPUTE ARE SUBJECT TO INTEREST AND PENALTY CHARGES, RETROACTIVE FROM THE DUE DATE.

If you have any questions regarding this bill, you may call the Regulatory Fee Determination Unit's INFORMATION LINE (518) 402-9343 between 9:00am-12:00pm and 1:30pm-4:00pm Monday through Friday.

Dispute Forms, Change of Address Forms and Permit Transfer Forms can all be requested at any Regional DEC Office or you may download them directly at <http://www.dec.ny.gov/about/45325.html>

**Checks should be made payable to:
NYS Department of Environmental Conservation.
Please include a copy of this invoice along with your payment.**

Remit To:
NYS DEPARTMENT OF ENVIRONMENTAL
CONSERVATION
PO BOX 784971
PHILADELPHIA, PA 19178-4971

SubTotal (\$)	330.00
Interest (\$)	0.00
Penalties (\$)	0.00
Payments (\$)	0.00
Credits (\$)	0.00
Outstanding balance as of 16-Sep-2019 in USD	330.00

To:
FAMOSI ENTERPRISES INC
3926 LAKE SHORE DR
DIAMOND POINT, NY 12824

Customer Number 55010
Invoice 9990000418090

Customer Number
55010

Please include a copy of this
page with all payments.

Legally Responsible Party (LRP):
FAMOSI ENTERPRISES INC
3926 LAKE SHORE DR
DIAMOND POINT, NY 12824

Transaction
9990000418090
Billing Date
16-Sep-2019

Facility Name & Address:
CAPRI VILLAGE
3926 LAKE SHORE DR
DIAMOND POINT, NY 12824

SPDES ID Number
0265721

Terms	Due Date	Customer Contact
30 NET	16-Oct-2019	FAMOSI ENTERPRISES INC
Description		

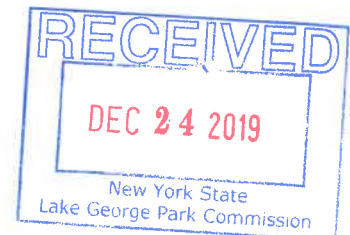
Contact Phone

Description	Billing Year	Daily Discharge(MGD)	Fees
SPDES P/C/I Fees for < 100,000 gpd	2019	0.0053	330.00

Special Instructions
All payments must be in U.S. dollars only.

SubTotal (\$)	330.00
Interest (\$)	0.00
Penalties (\$)	0.00
Payments (\$)	0.00
Credits (\$)	0.00

Outstanding balance	330.00
as of 16-Sep-2019 in USD	





NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
State Pollutant Discharge Elimination System (SPDES)
DISCHARGE PERMIT

Industrial Code: 7011
Discharge Class (CL): 02
Toxic Class (TX): N
Major Drainage Basin: 10
Sub Drainage Basin: 06
Water Index Number:
Compact Area:

SPDES Number: NY-0265721
DEC Number: 5-5220-00343/00001
Effective Date (EDP): November 1, 2009
Expiration Date (ExDP): October 31, 2014
Modification Dates:(EDPM)

This SPDES permit is issued in compliance with Title 8 of Article 17 of the Environmental Conservation Law of New York State and in compliance with the Clean Water Act, as amended, (33 U.S.C. §1251 et. seq.)(hereinafter referred to as "the Act").

PERMITTEE NAME AND ADDRESS

Name: **Famosi Enterprises, Inc.**
Street: **3926 Lake Shore Drive**
City: **Diamond Point**

Attention: **John S. Famosi, President**

State: **NY** Zip Code: **12824**
is authorized to discharge from the facility described below:

FACILITY NAME AND ADDRESS

Name: **Capri Village**
Location (C,T,V): **Bolton (T)**
Facility Address: **3926 Lake Shore Drive**
City: **Diamond Point**
NYTM -E: **606.764**

County: **Warren**

State: **NY** Zip Code: **12824**

NYTM - N: **4816.565**

From Outfall No.: **001** at Latitude: **43 ° 29 ' 40 ''** & Longitude: **73 ° 40 ' 46 ''**
into receiving waters known as: **Groundwater** Class: **GA**

and; (list other Outfalls, Receiving Waters & Water Classifications) **None**

in accordance with: effluent limitations; monitoring and reporting requirements; other provisions and conditions set forth this permit; and 6 NYCRR Part 750-1.2(a) and 750-2.

DISCHARGE MONITORING REPORT (DMR) MAILING ADDRESS

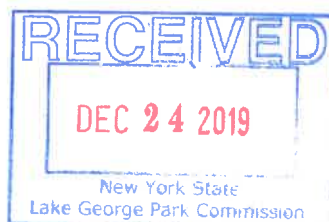
Mailing Name: **Famosi Enterprises, Inc.**
Street: **3926 Lake Shore Drive**
City: **Diamond Point**
Responsible Official or Agent: **John S. Famosi, President**

State: **NY** Zip Code: **12824**
Phone: **(518) 668-4829**

This permit and the authorization to discharge shall expire on midnight of the expiration date shown above and the permittee shall not discharge after the expiration date unless this permit has been renewed, or extended pursuant to law. To be authorized to discharge beyond the expiration date, the permittee shall apply for permit renewal not less than 180 days prior to the expiration date shown above.

DISTRIBUTION:

C.O. BWP – Permit Coordinator
RWE
RPA
NYSDOH – GFDO



Permit Administrator: Marc S. Migliore	
Address: 232 Golf Course Road, P.O. Box 220 Warrensburg, NY 12885-0220	
Signature:	Date: 10/29/09

PERMIT LIMITS, LEVELS AND MONITORING DEFINITIONS

OUTFALL	WASTEWATER TYPE		RECEIVING WATER	EFFECTIVE	EXPIRING	
	This cell describes the type of wastewater authorized for discharge. Examples include process or sanitary wastewater, storm water, non-contact cooling water.		This cell lists classified waters of the state to which the listed outfall discharges.	The date this page starts in effect. (e.g. EDP or EDPM)	The date this page is no longer in effect. (e.g. ExDP)	
PARAMETER		MINIMUM	MAXIMUM	UNITS	SAMPLE FREQ.	SAMPLE TYPE
e.g. pH, TRC, Temperature, D.O.		The minimum level that must be maintained at all instants in time.	The maximum level that may not be exceeded at any instant in time.	SU, °F, mg/l, etc.		
PARA-METER	EFFLUENT LIMIT	PRACTICAL QUANTITATION LIMIT (PQL)	ACTION LEVEL	UNITS	SAMPLE FREQUENCY	SAMPLE TYPE
	Limit types are defined below in Note 1. The effluent limit is developed based on the more stringent of technology-based standards, required under the Clean Water Act, or New York State water quality standards. The limit has been derived based on existing assumptions and rules. These assumptions include receiving water hardness, pH and temperature; rates of this and other discharges to the receiving stream; etc. If assumptions or rules change the limit may, after due process and modification of this permit, change.	For the purposes of compliance assessment, the analytical method specified in the permit shall be used to monitor the amount of the pollutant in the outfall to this level, provided that the laboratory analyst has complied with the specified quality assurance/quality control procedures in the relevant method. Monitoring results that are lower than this level must be reported, but shall not be used to determine compliance with the calculated limit. This PQL can be neither lowered nor raised without a modification of this permit.	Type I or Type II Action Levels are monitoring requirements, as defined below in Note 2, that trigger additional monitoring and permit review when exceeded.	This can include units of flow, pH, mass, Temperature, concentration. Examples include µg/l, lbs/d, etc.	Examples include Daily, 3/week, weekly, 2/month, monthly, quarterly, 2/yr and yearly.	Examples include grab, 24 hour composite and 3 grab samples collected over a 6 hour period.

Note 1: DAILY DISCHARGE: The discharge of a pollutant measured during a calendar day or any 24-hour period that reasonably represents the calendar day for the purposes of sampling. For pollutants expressed in units of mass, the 'daily discharge' is calculated as the total mass of the pollutant discharged over the day. For pollutants with limitations expressed in other units of measurement, the 'daily discharge' is calculated as the average measurement of the pollutant over the day. **DAILY MAX:** The highest allowable daily discharge. **DAILY MIN:** The lowest allowable daily discharge. **MONTHLY AVG (daily avg):** The highest allowable average of daily discharges over a calendar month, calculated as the sum of each of the daily discharges measured during a calendar month divided by the number of daily discharges measured during that month. **RANGE:** The minimum and maximum instantaneous measurements for the reporting period must remain between the two values shown. **7 DAY ARITHMETIC MEAN (7 day average):** The highest allowable average of daily discharges over a calendar week. **12 MRA (twelve month rolling avg):** The average of the most recent twelve month's monthly averages. **30 DAY GEOMETRIC MEAN (30 d geo mean):** The highest allowable geometric mean of daily discharges over a calendar month, calculated as the antilog of: the sum of the log of each of the daily discharges measured during a calendar month divided by the number of daily discharges measured during that month. **7 DAY GEOMETRIC MEAN (7 d geo mean):** The highest allowable geometric mean of daily discharges over a calendar week.

Note 2: ACTION LEVELS: Routine Action Level monitoring results, if not provided for on the Discharge Monitoring Report (DMR) form, shall be appended to the DMR for the period during which the sampling was conducted. If the additional monitoring requirement is triggered as noted below, the permittee shall undertake a short-term, high-intensity monitoring program for the parameter(s). Samples identical to those required for routine monitoring purposes shall be taken on each of at least three consecutive operating and discharging days and analyzed. Results shall be expressed in terms of both concentration and mass, and shall be submitted no later than the end of the third month following the month when the additional monitoring requirement was triggered. Results may be appended to the DMR or transmitted under separate cover to the same address. If levels higher than the Action Levels are confirmed, the permit may be reopened by the Department for consideration of revised Action Levels or effluent limits. The permittee is not authorized to discharge any of the listed parameters at levels which may cause or contribute to a violation of water quality standards. **TYPE I:** The additional monitoring requirement is triggered upon receipt by the permittee of any monitoring results in excess of the stated Action Level. **TYPE II:** The additional monitoring requirement is triggered upon receipt by the permittee of any monitoring results that show the stated action level exceeded for four of six consecutive samples, or for two of six consecutive samples by 20 % or more, or for any one sample by 50 % or more.

PERMIT LIMITS, LEVELS AND MONITORING

OUTFALL No.	LIMITATIONS APPLY:	RECEIVING WATER	EFFECTIVE	EXPIRING
001	All year unless otherwise noted	Groundwater	11/01/2009	10/31/2014

PARAMETER	EFFLUENT LIMIT					MONITORING REQUIREMENTS				FN
	Type	Limit	Units	Limit	Units	Sample Frequency	Sample Type	Location		
								Influent	Effluent	
Flow	Daily max	5,325	gpd			N/A	N/A			1,2

Footnotes:

- 1) Flow is estimated at 5,325 gallons per day based solely upon number and type of units at time of application.
- 2) This wastewater system is being permitted under SPDES as a pre-existing system that does not conform to current applicable Department Design Standards; any modification to the wastewater system and/or changes to the facility which will result in a change of facility usage or an increase in wastewater generation will require prior Department approval.

MONITORING LOCATIONS

The permittee shall take samples and measurements, to comply with the monitoring requirements specified in this permit, at the location(s) specified below: **Not Applicable**



Effective Date of Permit: November 1, 2009**DISCHARGE NOTIFICATION REQUIREMENTS**

- (a) Except as provided in (c), (f) and (g) of these Discharge Notification Act requirements, the permittee shall install and maintain identification signs at all outfalls to surface waters listed in this permit. Such signs shall be installed before initiation of any discharge.
- (b) Subsequent modifications to or renewal of this permit does not reset or revise the deadline set forth in (a) above, unless a new deadline is set explicitly by such permit modification or renewal.
- (c) The Discharge Notification Requirements described herein do not apply to outfalls from which the discharge is composed exclusively of storm water, or discharges to ground water.
- (d) The sign(s) shall be conspicuous, legible and in as close proximity to the point of discharge as is reasonably possible while ensuring the maximum visibility from the surface water and shore. The signs shall be installed in such a manner to pose minimal hazard to navigation, bathing or other water related activities. If the public has access to the water from the land in the vicinity of the outfall, an identical sign shall be posted to be visible from the direction approaching the surface water.

The signs shall have **minimum** dimensions of eighteen inches by twenty four inches (18" x 24") and shall have white letters on a green background and contain the following information:

N.Y.S. PERMITTED DISCHARGE POINT

SPDES PERMIT No.: NY _____

OUTFALL No. : _____

For information about this permitted discharge contact:

Permittee Name: _____

Permittee Contact: _____

Permittee Phone: () - ### - ####

OR:

NYSDEC Division of Water Regional Office Address: 232 Golf Course Road, P.O. Box 220
Warrensburg, NY 12885-0220

NYSDEC Division of Water Regional Phone: (518) 623-1200

- (e) For each discharge required to have a sign in accordance with a), the permittee shall, concurrent with the installation of the sign, provide a repository of copies of the Discharge Monitoring Reports (DMRs), as required by the **RECORDING, REPORTING AND ADDITIONAL MONITORING REQUIREMENTS** page of this permit. This repository shall be open to the public, at a minimum, during normal daytime business hours. The repository may be at the business office repository of the permittee or at an off-premises location of its choice (such location shall be the village, town, city or county clerk's office, the local library or other location as approved by the Department). In accordance with the **RECORDING, REPORTING AND ADDITIONAL MONITORING REQUIREMENTS** page of your permit, each DMR shall be maintained on record for a period of three years.

(continued)

- (f) If, upon November 1, 1997, the permittee has installed signs that include the information required by 17-0815-a(2)(a) of the ECL, but do not meet the specifications listed above, the permittee may continue to use the existing signs for a period of up to five years, after which the signs shall comply with the specifications listed above.
- (g) All requirements of the Discharge Notification Act, including public repository requirements, are waived for any outfall meeting any of the following circumstances, provided Department notification is made in accordance with (h):
- (I) such sign would be inconsistent with any other state or federal statute;
 - (ii) the Discharge Notification Requirements contained herein would require that such sign could only be located in an area that is damaged by ice or flooding due to a one-year storm or storms of less severity;
 - (iii) instances in which the outfall to the receiving water is located on private or government property which is restricted to the public through fencing, patrolling, or other control mechanisms. Property which is posted only, without additional control mechanisms, does not qualify for this provision;
 - (iv) instances where the outfall pipe or channel discharges to another outfall pipe or channel, before discharge to a receiving water; or
 - (v) instances in which the discharge from the outfall is located in the receiving water, two-hundred or more feet from the shoreline of the receiving water.
- (h) If the permittee believes that any outfall which discharges wastewater from the permitted facility meets any of the waiver criteria listed in (g) above, notification (form enclosed) must be made to the Department's Bureau of Water Permits, Central Office, of such fact, and, provided there is no objection by the Department, a sign and DMR repository for the involved outfall(s) are not required. This notification must include the facility's name, address, telephone number, contact, permit number, outfall number(s), and reason why such outfall(s) is waived from the requirements of discharge notification. The Department may evaluate the applicability of a waiver at any time, and take appropriate measures to assure that the ECL and associated regulations are complied with.
- (i) The permittee shall periodically inspect the outfall identification signs in order to ensure that they are maintained, are still visible and contain information that is current and factually correct.



RECORDING, REPORTING AND ADDITIONAL MONITORING REQUIREMENTS

- a) The permittee shall also refer to 6 NYCRR Part 750-1.2(a) and 750-2 for additional information concerning monitoring and reporting requirements and conditions.
- b) The monitoring information required by this permit shall be summarized, signed and retained for a period of five years from the date of the sampling for subsequent inspection by the Department or its designated agent. **Also, monitoring information required by this permit shall be summarized and reported by submitting;**

☐ (if box is checked) completed and signed Discharge Monitoring Report (DMR) forms for each ____ month reporting period to the locations specified below. Blank forms are available at the Department's Albany office listed below. The first reporting period begins on the effective date of this permit and the reports will be due no later than the 28th day of the month following the end of each reporting period.

☐ (if box is checked) an annual report to the Regional Water Engineer at the address specified below. The annual report is due by February 1 and must summarize information for January to December of the previous year in a format acceptable to the Department.

☐ (if box is checked) a monthly "Wastewater Facility Operation Report..." (form 92-15-7) to the:
☐ Regional Water Engineer and/or ☐ County Health Department or Environmental Control Agency specified below

Send the DMRs with original signatures to:

Department of Environmental Conservation
 Division of Water
 Bureau of Water Compliance Programs
 625 Broadway
 Albany, New York 12233-3506

Phone: (518) 402-8177

Send a copy of each DMR page to:

Department of Environmental Conservation
 Regional Water Engineer
 232 Golf Course Road, P.O. Box 220
 Warrensburg, NY 12885-0220

Phone: (518) 623-1200

Send an additional copy of each DMR page to:

- c) Noncompliance with the provisions of this permit shall be reported to the Department as prescribed in 6 NYCRR Part 750-1.2(a) and 750-2.
- d) Monitoring must be conducted according to test procedures approved under 40 CFR Part 136, unless other test procedures have been specified in this permit.
- e) If the permittee monitors any pollutant more frequently than required by the permit, using test procedures approved under 40 CFR Part 136 or as specified in this permit, the results of this monitoring shall be included in the calculations and recording of the data on the Discharge Monitoring Reports.
- f) Calculation for all limitations which require averaging of measurements shall utilize an arithmetic mean unless otherwise specified in this permit.
- g) Unless otherwise specified, all information recorded on the Discharge Monitoring Report shall be based upon measurements and sampling carried out during the most recently completed reporting period.
- h) Any laboratory test or sample analysis required by this permit for which the State Commissioner of Health issues certificates of approval pursuant to section five hundred two of the Public Health Law shall be conducted by a laboratory which has been issued a certificate of approval. Inquiries regarding laboratory certification should be sent to the Environmental Laboratory Accreditation Program, New York State Health Department Center for Laboratories and Research, Division of Environmental Sciences, The Nelson A. Rockefeller Empire State Plaza, Albany, New York 12201.

052787



Lake George Park Commission



75 Fort George Rd. PO Box 749, Lake George NY 12845 | 518.668.9347 fax 518.668-5001 | info@lGPC.state.ny.us www.lGPC.state.ny.us

APPLICATION FOR SPECIAL PERMIT FOR THE OPERATION OF TOUR BOATS ON LAKE GEORGE

THIS APPLICATION IS FOR THE: (check all that apply)

☒ Operation of a Tour Boat (\$100) ☐ Modification to a Tour Boat/Tour Boat Permit (\$50)

APPLICATION FEE ENCLOSED: 100 (check or money order only)

1. BOAT OWNER OR OPERATOR

☐ Mr. ☐ Mrs. ☐ Ms. ☐ Dr.

Name John A Sorbo

Email jsorbo@icloud.com

Company Lake George Harbors Boat Tours, LLC

Mailing address 42 Lake View Hill Road

City Bolton Landing

State NY

Zip code 12814

Phone 917-355-0174

2. AGENT

☐ NONE ☐ PRESIDENT OR CEO ☐ LLC MEMBER ☐ ATTORNEY ☐ CONSULTANT ☐ CONTACT PERSON

Name

Email

Company

Mailing address

City

State

Zip code

Phone

3. VESSEL DESCRIPTION (use Addendum B for additional vessels)

Name of Vessel Lake George Harbors Boat Tours

NYS Registration # NY 7277 MM

Vessel Make Cobalt

Model 26 SD

Max. Capacity 11 (passengers + crew)

Type of propulsion Gas-Prop Max. Speed 45 mph

Proposed # crew including captain 11

Length (ft): 26 Beam Width (ft): 8.6

Insurance Carrier EIB International, LLC

If this is an existing tour boat, provide date the vessel was placed into service on Lake George

4. PROPOSED ACTIVITY

What are the proposed hours and time of year of operation?

Seasonal depending upon weather - Post Litchy Memorial to Labor Day
(dawn to dusk)

What are the proposed maximum number of boat tours per day?

2-3

What type of tours are provided? ☒ Fishing ☐ Sailing ☒ Tubing ☐ Waterskiing ☒ Sightseeing ☐ Scuba
☐ Water Taxi ☐ Instruction ☒ Other (describe) Day Island Tours

Will food & beverage be served on board? ☒ No ☐ Yes, describe

Where will effluent from boat holding tank be disposed? Boats by George ☐ No holding tank

5. FACILITY OF OPERATION Primary location for passenger pickup/discharge				
Owner Name <u>John Famosi</u>		Email <u>not capriottiemail@gmail.com</u>		
Company <u>CAPEI Village Resort</u>				
Mailing address <u>3926 Lake Shore Drive</u>				
City <u>Diamond Point</u>	State <u>NY</u>	Zip code <u>12824</u>	Phone <u>608-4829</u>	
Town	<input type="checkbox"/> TICONDEROGA <input type="checkbox"/> DRESDEN <input type="checkbox"/> FORT ANN <input type="checkbox"/> HAGUE <input type="checkbox"/> LAKE GEORGE <input type="checkbox"/> PUTNAM <input type="checkbox"/> QUEENSBURY <input checked="" type="checkbox"/> BOLTON	Section <u>213.13</u>	Block <u>1</u>	Lot <u>52</u>
		Street <u>Lake Shore Drive</u>		
Secondary Facilities for passenger pickup/discharge <u>NONE</u>				
Location where vessel is berthed				
If the vessel is stored on land during the boating season:				
Storage Facility: _____				
Launch/Retrieval Facility: _____				
6. CERTIFICATION				
I hereby affirm that the information on this form and all attachments submitted herewith is true to the best of my knowledge and belief.				
I hereby consent to the Commission staff working directly with my agent, as designated on page 1 of this form, during the review of this application.				
During the processing of this application Lake George Park Commission (LGPC) personnel or their assigns may need to visit the facility to inspect, measure, make drawings and/or take photographs. I hereby agree that LGPC staff or their assigns may enter upon and pass through this property in order to inspect the project site or facility, without prior notice, between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, while the application is pending.				
As a condition to the issuance of a permit, the applicant accepts full legal responsibility for all damage, direct and indirect, or whatever nature, and by whomever suffered, arising out of the project described herein and agrees to indemnify and save harmless the State from suits, actions, damages and costs of every name and description resulting from the said project.				
SIGNATURE OF OWNER (Note title if signing for a corporation or association)				DATE
<u>John Famosi - OWNER</u>				<u>5-31-19</u>

<p>PLEASE COMPLETE ALL ITEMS ABOVE AND INCLUDE WITH THIS FORM:</p> <ul style="list-style-type: none"> <input type="checkbox"/> Application fee (fee is waived for tour boats in continuous operation prior to January 1, 2015) <input type="checkbox"/> Facility plan(s) depicting vessel berthing location and passenger pickup/discharge operation. <input type="checkbox"/> Short Environmental Assessment Form <input type="checkbox"/> Map showing proposed routes or general area of operation <input type="checkbox"/> Addendum A Tour Boat Pickup Facility Agreement for authorization of facility owners (if needed) <input type="checkbox"/> Addendum B - Vessel Description for operations using 2 or more vessels <input type="checkbox"/> Class A Marina application: Required for facilities not currently authorized for Charter or Tour boats <input type="checkbox"/> Variance application: Required if Tour Boat will not be operated from a Class A Marina <p><small>Failure to include any one of the required items will result in an incomplete notice and delay in processing your application. Permits and approvals may be required from other agencies and municipalities</small></p>
--

Short Environmental Assessment Form

Part 1 - Project Information



Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

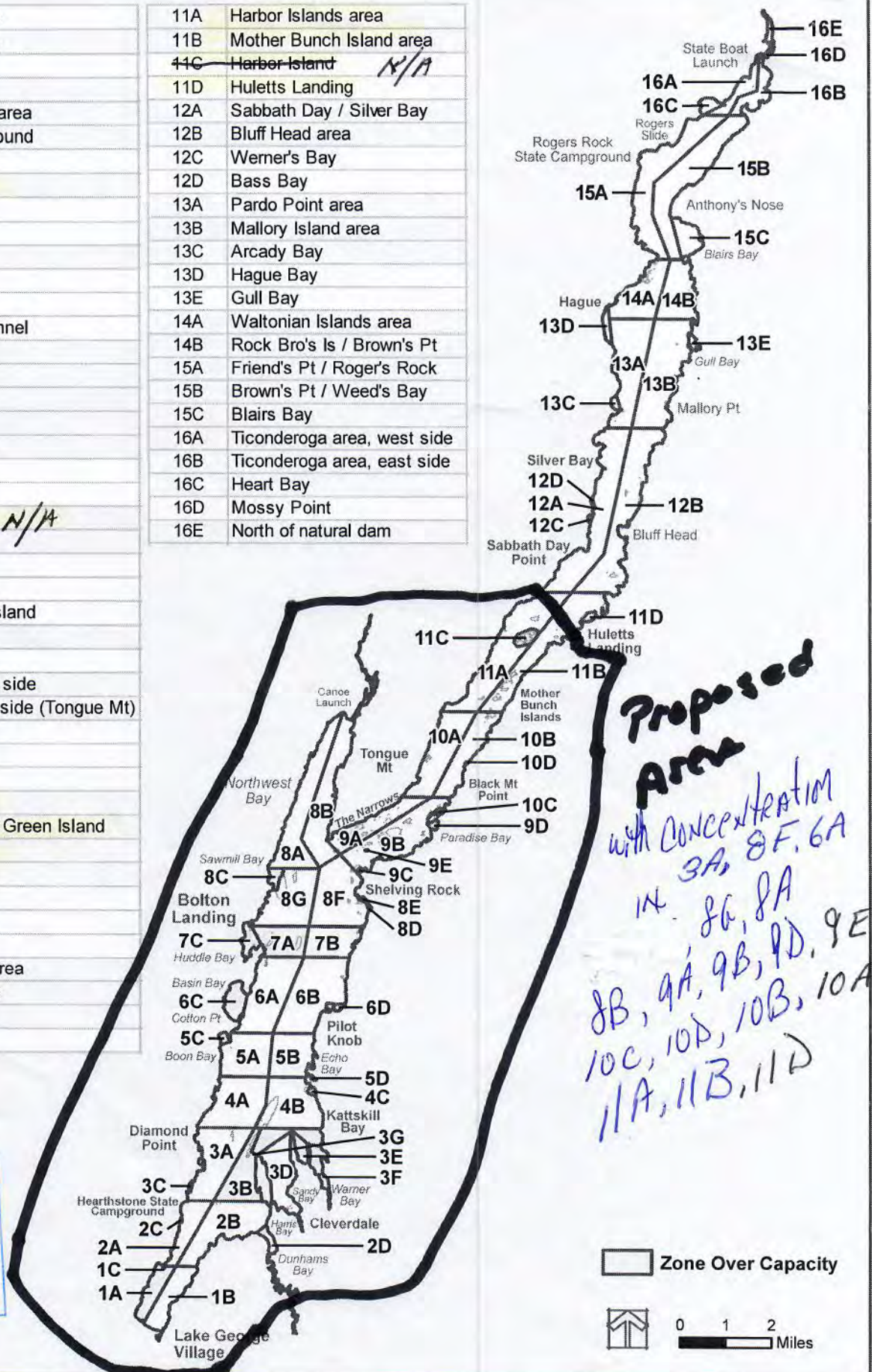
Part 1 – Project and Sponsor Information							
Lake George Narrows Boat Tours, LLC							
Name of Action or Project: Establishment of a Boat Touring Business							
Project Location (describe, and attach a location map): 3926 Lakeshore Drive, Diamond Point, NY 12824							
Brief Description of Proposed Action: Operation of a boat touring business on Lake George providing site seeing tours, swimming, tubing and day island trips							
Name of Applicant or Sponsor: Lake George Narrows Boat Tours, LLC - John Sorbo owner and Captain		Telephone: E-Mail: jsorbo@icloud.com					
Address: 42 Lake View Hill Road							
City/PO: Bolton		State: NY	Zip Code: 12814				
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			<table border="1"> <tr> <td>NO</td> <td>YES</td> </tr> <tr> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> </table>	NO	YES	<input checked="" type="checkbox"/>	<input type="checkbox"/>
NO	YES						
<input checked="" type="checkbox"/>	<input type="checkbox"/>						
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:			<table border="1"> <tr> <td>NO</td> <td>YES</td> </tr> <tr> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> </table>	NO	YES	<input checked="" type="checkbox"/>	<input type="checkbox"/>
NO	YES						
<input checked="" type="checkbox"/>	<input type="checkbox"/>						
3. a. Total acreage of the site of the proposed action? _____ <1 acres b. Total acreage to be physically disturbed? _____ 0 acres c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ <1 acres							
4. Check all land uses that occur on, are adjoining or near the proposed action:							
5. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input checked="" type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input checked="" type="checkbox"/> Other(Specify): Lake Front <input type="checkbox"/> Parkland							

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? Name: Lake George, Reason: Protect the resources of the park. Agency: Lake George Park Commision, Date If Yes, identify: 11.16.88	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
b. Are public transportation services available at or near the site of the proposed action?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies:	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water:	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment:	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres:			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:		
<input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input type="checkbox"/> Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
a. Will storm water discharges flow to adjacent properties?	<input type="checkbox"/>	<input type="checkbox"/>
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	<input type="checkbox"/>	<input type="checkbox"/>
If Yes, briefly describe: _____ _____		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment: _____ _____	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ _____	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____ _____	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor/name: <u>John A Serbo</u> Date: <u>1-3-20</u> Signature: <u>[Signature]</u> Title: <u>OWNER</u>		

- | | |
|-----|--------------------------------------|
| 1A | LG Village, west side |
| 1B | LG Village, east side |
| 1C | Tea Island |
| 2A | Hearthstone Point |
| 2B | Plum Pt / Woods Pt area |
| 2C | Hearthstone Campground |
| 2D | Dunham's Bay |
| 3A | Cannon Pt area |
| 3B | Assembly Pt area |
| 3C | Still Bay |
| 3D | Harris Bay |
| 3E | Sandy Bay |
| 3F | Warner Bay |
| 3G | Assembly Point Channel |
| 4A | Long Island West |
| 4B | Long Island East |
| 4C | Elizabeth Island |
| 5A | Rush Island area |
| 5B | Whipple Island area |
| 5C | Boon Bay |
| 5D | Echo Bay |
| 6A | Cotton Point area |
| 6B | Pilot Knob area |
| 6C | Basin Bay |
| 6D | Andrews Bay |
| 7A | Clay Island - Dome Island |
| 7B | Watch Point area |
| 7C | Huddle Bay |
| 8A | Northwest Bay, west side |
| 8B | Northwest Bay, east side (Tongue Mt) |
| 8C | Sawmill Bay |
| 8D | Shelving Rock Bay |
| 8E | Log Bay |
| 8F | Huckleberry Island |
| 8G | Bolton Bay & east of Green Island |
| 9A | Narrows, west side |
| 9B | Narrows, east side |
| 9C | 14 Mile Island |
| 9D | Red Rock Bay |
| 9E | Glen Island |
| 10A | Dollar Island Group area |
| 10B | Black Mtn Point area |
| 10C | Paradise Bay |
| 10D | Black Mtn Point |

- | | |
|-----|-----------------------------|
| 11A | Harbor Islands area |
| 11B | Mother Bunch Island area |
| 11C | Harbor Island |
| 11D | Huletts Landing |
| 12A | Sabbath Day / Silver Bay |
| 12B | Bluff Head area |
| 12C | Werner's Bay |
| 12D | Bass Bay |
| 13A | Pardo Point area |
| 13B | Mallory Island area |
| 13C | Arcady Bay |
| 13D | Hague Bay |
| 13E | Gull Bay |
| 14A | Waltonian Islands area |
| 14B | Rock Bro's Is / Brown's Pt |
| 15A | Friend's Pt / Roger's Rock |
| 15B | Brown's Pt / Weed's Bay |
| 15C | Blairs Bay |
| 16A | Ticonderoga area, west side |
| 16B | Ticonderoga area, east side |
| 16C | Heart Bay |
| 16D | Mossy Point |
| 16E | North of natural dam |



Lake George 2015 Recreation Study

Lake Zones Map



Lake George
Park Commission



May, 2016

Joe Thouin

From: apa.sm.Referrals <Referrals@apa.ny.gov>
Sent: Monday, January 6, 2020 2:52 PM
To: Joe Thouin
Subject: RE: Capri M1

Thank you for providing information regarding this proposal. The Agency has reviewed the material and determined that it will take no further action at this time.

Please feel free to contact me with any questions you may have.

Thanks,

Matthew Brown

Environmental Program Specialist 1

NYS Adirondack Park Agency

PO Box 99
1133 NYS Route 86
Ray Brook, NY 12977

(518) 891-4050 | Fax: (518) 891-3938 | e-mail@apa.ny.gov
www.apa.ny.gov

CONFIDENTIALITY NOTICE: This email, including any attachments, may be confidential, privileged or otherwise legally protected. It is intended only for the addressee(s). If you are not the intended recipient, you are prohibited from disseminating, copying or otherwise using this email or its attachments. If you have received this email in error, please notify the sender immediately by reply email and delete the email from your system.

From: Joe Thouin <Joe@lgpc.state.ny.us>
Sent: Monday, January 06, 2020 12:47 PM
To: wlender@lakegeorgeassociation.org; 'Chris Navitsky' <cnavitsky@lakegeorgewaterkeeper.org>; apa.sm.Referrals <Referrals@apa.ny.gov>; dec.sm.DEP.R5 <DEP.R5@dec.ny.gov>; Rich Miller (planning@town.bolton.ny.us) <planning@town.bolton.ny.us>
Subject: NAR: Capri M1

ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.

Dear folks,

Please find attached a notice of availability of review for a proposed marina modification and Tour Boat at Capri Village in the Town of Bolton. The applicant proposes to add 1 charter vessel at the subject marina. A companion Tour Boat application is also attached. No construction is proposed.

Please let me know if you have any concerns or related jurisdiction.

**Town of Bolton
PLANNING BOARD**

AGENDA

Thursday January 16, 2020

6:00 p.m.

SEQR= State Environmental Quality Review

PB = (Town of Bolton) Planning Board

WCPA = Warren County Planning Agency

APA = Adirondack Park Agency

LGPC = Lake George Park Commission

DEC = Department of Environmental Conservation

LWRP =Local Waterfront Revitalization Program

1. **SPR19-16 FRAUENHOFER, WILLIAM AND HEATHER.** Represented by Studio A. Seeks Type II Site Plan Review to build a single-family dwelling on parcel designated as Section 141.00, Block 1, Lot 11.12, Zones RL3. Property Location: 5882 lake Shore Drive. Seeks Type II Site Plan Review for a major stormwater project to remove more than 15,000 square feet of vegetation. 32,670 square feet is proposed. Subject to SEQR, LWRP, WCPA, LGPC and APA review.

2. **SPR19-17 FAMOSI, JOHN S., CAPRI VILLAGE PRPERTIES, LLC.** Represented by the John S. Famosi. Seeks Type II Site Plan Review to add a tour boat to berth and operate from the property. Designated as Section 213.13, Block 1, Lot 52, Zone RCM1.3. Property location: 3926 Lake Shore Road. Subject to SEQR, LWRP, WCPA, LGPC and APA approvals.