

RESOLUTION 2022-21, MEETING # 515, APRIL 26, 2022
APPROVE DOCK VARIANCE

Application # DWM222-000019 Dock Modification
Location Bolton Bay
Applicant Bolton Landing Marina

WHEREAS the applicant has applied for a variance to modify an existing dock complex; and

WHEREAS the Lake George Park Commission has reviewed the application, supporting documents, comments received and other information which appears in the record; and

WHEREAS the Commission has made a determination that the project is a Type II action pursuant to the State Environmental Quality Review Act 6NYCRR 617.5, and no further review is required for the purposes of the State Environmental Quality Review Act; and

WHEREAS the action is considered to be a Minor project pursuant to 6 NYCRR 645-5.3 and public notice has been published and distributed in accordance with Commission regulation; and

WHEREAS the proposed dock requires variances from Commission regulations, specifically 646-1.1(c)(2)(i) which restricts the offshore distance of docks to within 40' of the mean low water mark, and 646-1.1(c)(2)(iii) which restricts the offshore distance of docks to within 100' of the mean high water mark; and

WHEREAS the applicant has demonstrated that strict conformance with the regulations will cause unnecessary hardship due to unique and peculiar circumstances which impose substantial financial, technical or safety burdens; and

WHEREAS the Commission finds that there is no reasonable possibility that the applicant's business will bring a reasonable return following conformance with the regulations; and

WHEREAS the Commission finds that the project will have no adverse impact on the health, safety or welfare of the public, the environment or the resources of the Park; will not alter the essential character of the area in which it is proposed; will not lead to congestion in the Park and will not have an undue visual, cultural or audible impact on the neighborhood or the Park.

NOW THEREFORE BE IT RESOLVED

The Lake George Park Commission hereby approves the above application:

- as proposed
 - with the following modifications or conditions:
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AYES: _____ NAYS: _____ ABSTENTIONS: _____

DATE ADOPTED _____