



Adirondack Park Agency

Via Certified Mail, Return Receipt Requested
Tracking No.: 7018 2290 0000 8793 0910

October 18, 2019

Mr. and Mrs. John and Lenore Bellinger
492 Crook Grove Road
Ballston Spa, NY 12020

Re: APA Project No. 2018-0121

Dear Mr. and Mrs. Bellinger:

Thank you for your recent submission received on October 4, 2019 in response to Agency staff's September 12, 2019 letter.

The revised plan titled, "Site Plan, Lands of John and Lenore Bellinger," dated October 2, 2019, was updated to depict the depth of water at the end of the proposed structure as two feet. The revised plan has also been updated to match the location of wetlands on the property as shown in aerial photography and documented on the site by Agency staff.

In final preparations for determining your application complete for purposes of review based on the information you have provided, Agency staff discovered that the Town of Caroga's January 1, 2019 zoning code added docks to its use table with the apparent effect of prohibiting them in the zoning district (R-10) where your property lies. Pursuant to 9 NYCRR § 574.6, the Agency cannot approve any project that is a prohibited use under local zoning.

Agency staff have brought this issue to the Town of Caroga Code Enforcement Officer's attention and he indicated that he will follow up on it. Unfortunately, unless and until this apparent prohibition of a dock as a use on your property is resolved by the Town, the Agency cannot determine your application complete.

Beyond this issue raised by our review of the Town code, no other information is required for Agency staff to determine your application complete for purposes of review. Upon receipt of notice from the Town that the issue is resolved allowing the use, the Agency will proceed with its review of your application.

Please feel free to contact **Devan F. Korn**, the assigned Environmental Program Specialist 2, (EPS2) with any further questions.

Sincerely,

Robert J. Lofe
Deputy Director, Regulatory Programs

RJL:slp

cc: Code Enforcement Officer, Town of Caroga