



LAKE • GEORGE
WATERKEEPER®

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June 12, 2009

Mr. Greg Smith, Chairman
Town of Bolton Zoning Board of Appeals
4949 Lakeshore Drive
Bolton Landing, NY 12814

Re: **Nolan (171.11-1-54)**
V07-15

Dear Mr. Smith and Members of the Board,

The Lake George Waterkeeper has reviewed the submission for the above referenced variance and would like to offer the following comments regarding the application:

1. **The Site Plan submitted with the application indicates that an existing stream flows where the proposed 25 ft driveway will be built.** This stream is a drainage way to the lake and the only vegetation in this section of Bolton Landing. Wetland plants are evident within this stream area and act as a natural protective filter from stormwater runoff to the lake.
2. **Will a Department of Environmental Conservation (DEC) permit be required for the enclosure of a stream and the proposed disturbance?**
3. **Has the Adirondack Park Agency (APA) been contacted to determine if there wetlands present?**
4. **Has the Army Corps of Engineers been contacted to determine if a permit is required from them for filling in the potential wetlands?**
5. **It should be determined if the soils can support the proposed structural retaining wall prior to the issuance of a variance.**
6. **Is the proposed request for retaining walls for both the north and south side of the parcel in the location of the proposed parking spaces only, and will the rest of the driveway/path be built with permeable pavers?** It is unclear on the site plan whether the retaining wall is needed in order to add fill to cover the stream. Will the stream be entirely enclosed and directed in a culvert, as it is unclear what is proposed from Lakeshore Drive? Will the drainageway/wetlands be filled for the entire length of the path/drive to the lake?

Thank you for reviewing this request to change an existing drainage way that currently includes vegetation that helps to infiltrate and treat stormwater flow. The Lake George Waterkeeper looks forward to working with the Town of Bolton in defending the natural resources of Lake George and its watershed.

Sincerely,

Kathleen S Lindberg Bozony
Natural Resource Specialist / Lake George Waterkeeper



THE FUND for LAKE GEORGE

Nolan V07-15 (continued)



Wetland Plants in the drainage area – June 2009



cc: Kathy Simmes, Supervisor
Brian Grisi, Adirondack Park Agency
Michael White, Lake George Park Commission