

# Warren County Board of Supervisors

RESOLUTION NO. 176 OF 2009

Resolution introduced by Supervisors Belden and Simmes

## OPPOSING THE CURRENT DRAFT STREAM CORRIDOR REGULATIONS PROPOSED BY THE LAKE GEORGE PARK COMMISSION

WHEREAS, the Warren County Board of Supervisors respectfully opposes the current draft Stream Corridor Regulations proposed by the Lake George Park Commission (LGPC), and

WHEREAS, there is no scientific documentation supporting the need for these Regulations, and

WHEREAS, the LGPC has not considered the alternatives to remedy the perceived problem, and

WHEREAS, the LGPC has not consulted with this County government that is elected to represent the citizens who will be adversely affected by the Regulations, thereby circumventing the citizens of this community, and

WHEREAS, in a study conducted by the Warren County Soil & Water Conservation District, the Regulations would adversely affect 2,309 privately-owned parcels, comprising 21.08% of the total parcels in the basin, and

WHEREAS, the LGPC has not properly notified all property owners of the potential impacts to their land investments, and

WHEREAS, the Regulations, as written, are vague and complex, placing an unnecessary burden on the property owners, and

WHEREAS, there are existing laws and permitting processes protecting these resources, and this is an unnecessary action by the LGPC, and

WHEREAS, the New York State Legislature has intended for the LGPC to promote and preserve the welfare of the public residing in the basin, not to cause detriment to the

public, and

WHEREAS, the LGPC has failed to follow SS 43-0107, to "encourage, cooperate with, aid, and assist municipalities lying wholly or partially within the Lake George Park in the preparation and adoption of zoning laws or ordinances and other local legislation prohibiting, restricting, regulating, or controlling the uses of real property" by circumventing this County's governing bodies and creating its own land use plan, now, therefore, be it

RESOLVED, that Warren County requests that the Lake George Park Commission cease its proposed regulatory action until such time as it has consulted with the governing body of the County, until it has shown, with scientific documentation, that there is a need, and that the welfare of the property owners of this County will not be adversely and unnecessarily burdened, and be it further

RESOLVED, that the Clerk of the Board be, and hereby is, authorized to forward copies of this resolution to: the Lake George Park Commission, Governor David A. Paterson, U.S. Senator Charles E. Schumer; U.S. Senator Kirsten Gillibrand; Senator Elizabeth O'C. Little; Assemblywoman Teresa Sayward; and the New York State Department of State.