



August 10, 2005

Dale French  
Supervisor, Town of Crown Point  
P.O. Box 443  
Crown Point, NY 12928

Robert Dedrick  
Supervisor, Town of Ticonderoga  
P.O. Box 471  
Ticonderoga, NY 12883

Dear Mr. French and Mr. Dedrich:

**RE: Jurisdictional Determination J2005-526**

The proposed project involving control of Eurasian watermilfoil in Eagle Lake as described in the materials submitted on June 27, July 7 and July 18, 2005 does not require a permit from this Agency, provided the facts submitted are accurate and complete, and provided there is compliance with the restrictions below.

Description

1. The project involves the removal of Eurasian watermilfoil from an area of Eagle Lake, located in the Towns of Crown Point and Ticonderoga, Essex County. As described in a letter from the Office of General Services, received here on July 18, 2005, a large percentage of the bed of Eagle Lake is owned by the State of New York; their letter also confirms that the Office of General Services has no objection to the project of allowing hand harvesting of milfoil. Agency staff has confirmed that the project will be consistent with the guidelines and criteria of the State Land Master Plan.
2. Eurasian watermilfoil (EWM) covers at least 12 acres of the 420+-acre lake and is spreading. Removal of EWM will be done by hand harvesting 4 - 6 acres of the plant in water depths greater than 2 meters. In very over-grown areas,

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mats may be placed to control growth of EWM; the mats will also be placed in water greater than 2 meters deep.

3. The removed EWM will be collected and taken to a dewatering area and then disposed of at an upland site. Please note the requirements for waste disposal as set forth in Restriction 2 below.

If any of the above is incorrect, please contact the Agency as a different determination could result.

**FOR YOUR INFORMATION:**

This determination is based upon the existing laws, regulations and Park Plan Map administered by the Agency. If they change before substantial commencement of the proposed project, this determination may also change.

Agency staff has determined that no wetlands subject to Agency jurisdiction will be involved or affected by the proposal, since all EWM removal will occur at water depths greater than 2 meters.

The project site is not otherwise located in a statutory critical environmental area.

The project site is not located in a designated river area pursuant to the New York State Wild, Scenic and Recreational Rivers System Act.

Restrictions

Although the proposed project described above does not require an Agency permit, the following restrictions are imposed by law.

1. Projects must be undertaken in accord with Agency regulations implementing the State Freshwater Wetlands Act. Enclosed is a flyer describing some of the activities which require a wetlands permit.
2. Any waste generated by this project must be disposed of in an approved waste disposal area, or within a Hamlet land use area such that no wetlands are involved or affected. Any other waste disposal would require an Agency permit.

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The proposal may require approvals from other government entities. We recommend that you check with the New York State Department of Environmental Conservation to obtain all necessary approvals prior to beginning your project.

If you have any questions, please do not hesitate to contact the Agency.

Sincerely,



Rita G. Quinn  
Project Administrator

RGQ:BMF:mp  
Enclosures

cc: Ed Snizek  
Steve Moore, Town of Ticonderoga Code Enforcement Officer  
George N. Cahill, Town of Crown Point Code Enforcement  
Officer