This Attachment describes those permits necessary for the removal or modification of beaver dams and/or lodges.

**Article 11 Permits**

An ECL Fish and Wildlife Law Article 11 Permit is required from the DEC whenever a beaver dam or lodge is to be modified or removed anywhere in the state. If the beaver dam is located in a state-regulated wetland or adjacent area, an Article 24 wetlands permit may also be required from DEC or APA, as appropriate.

An Article 11 Permit to remove a beaver dam is issued through the DEC Regional Wildlife Manager (RWM). No written application is required. Rather, a call must be made to the RWM prior to removing the dam or within 24 hours after removing the dam in emergency situations (for example, when there are safety concerns due to the flooding of a roadway). The RWM will send a copy of the Article 11 Permit to the applicant. Where new dams are constructed by beaver at sites previously permitted, the RWM may authorize the dam removal over the phone without issuing a new permit. This varies with the DEC Region.

**Article 24 General Permits Outside the Adirondack Park**

Beaver dams located in existing, functional transportation facilities outside of the Adirondack Park can be removed as part of routine maintenance without an ECL Article 24 wetlands permit.

DEC has issued a "Beaver Dam Removal or Modification General Permit" (GP-93-02) for projects located outside the Adirondack Park. GP-93-02 applies only to recently constructed or modified beaver dams (approximately less than 2 years old). Recently constructed beaver dams will generally have no vegetation growing on the dam and the impoundment area(s) will usually not have dead trees or emergent vegetation in them. An ECL Article 11 permit is still required from the DEC Regional Wildlife Manager. The ECL Article 24 General Permit requires written authorization from the DEC Regional Wildlife Manager for each site and all permit conditions must be complied with.

Removal of old, established beaver dams (generally greater than two years old) requires individual Article 24 and Article 11 permits.
ECL Article 24/EL Article 27 General Permit Inside the Adirondack Park

APA has issued an ECL Article 24/EL Article 27 General Permit for the Modification or Removal of Recent Beaver Dams (Project 96G-1) for transportation agencies within the Adirondack Park. The general permit allows for the removal or modification of recently constructed beaver dams or debris within fifty feet of the driving surface of a road or railroad or within the right-of-way, whichever is further.

No prior approval for individual sites is required from the APA providing the findings and conditions of the permit are met. However, an Individual ECL Article 11 permit is still required from the DEC Regional Wildlife Manager prior to removal of the beaver dam. Each DOT Region must track the uses of this general permit for reporting to APA.