

New York State Canal Corporation

Design and Construction
Requirements for Non-Commercial
Access to Canal Waters & Non-
Commercial Use of Corporation Property



Office of Real Property Management

TAP-923C (07/2011)

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I. INTRODUCTION

The purpose of the Design and Construction Requirements for Non-Commercial Access to Canal Waters & Non-Commercial Use of Corporation Property (TAP-9231C) (Requirements) is to provide specific, system-wide standards for access to Canal waters and the non-commercial use of Canal Corporation Property (Property).

Access to the Canal waters and the non-commercial use of Corporation Property on reservoirs and feeder canals will be considered by the Corporation on a case-by-case basis.

Any new work on access paths or other non-commercial use projects will require a Work Permit.

II. CONSTRUCTION STANDARDS

A. ACCESS PATH

1. An access path to Canal waters can be no wider than four (4) feet and shall be located so as not to cause additional soil erosion.
2. The removal of dead brush, trees and vegetation for the access path to Canal waters is permitted.
3. The removal of a live, healthy tree shall be permitted only with the prior approval of the Division Canal Engineer. However, unless a tree presents a danger to life or property, no tree with a diameter of 6 inches or greater at 4.5 feet off the ground shall be removed. Trees shall be cut flush to the ground with the stumps left intact.
4. Seeding, mowing and trimming of grass is permitted.
5. In addition to the Environmental Law requirements detailed in TAP-922 Section III. L. and the Environment Requirements detailed in TAP-923A Section II. B. , no pesticides, herbicides or fertilizers shall be allowed/used.
6. No permanent structures or foundations shall be erected on the Permit Area.
7. The Permit Area shall exclude the right-of-way of any trail constructed or sanctioned by the Corporation. The Permittee shall not restrict or in any way impede the use of said trail.
8. The Permit Area shall be for private, non-commercial use only.
9. The Permittee shall maintain the Permit Area in a neat and clean manner and shall exercise care to protect the natural environment in the Permit Area.
10. At the end of the Occupancy, the Permittee shall return the Permit Area to as good or better condition than before the Occupancy as determined by the Division Canal Engineer. No further use of the land shall be made by the former Permittee and the Permit Area will be allowed to return to its natural condition.

B. NON-COMMERCIAL USE

1. The removal of dead brush, trees and vegetation to Canal waters is permitted.
2. The removal of a live, healthy tree shall be permitted only with the prior approval of the Division Canal Engineer. However, unless a tree presents a danger to life or property, no tree with a diameter of 6 inches or greater at 4.5 feet off the ground shall be removed. Trees shall be cut flush to the ground with the stumps left intact.

3. Seeding, mowing and trimming of grass is permitted.
4. No pesticides, herbicides or fertilizers shall be allowed/used on the Permit Area.
5. No permanent structures or foundations shall be erected on the Permit Area.
6. The Permit Area shall exclude the right-of-way of any trail constructed or sanctioned by the Corporation. The Permittee shall not restrict or in any way impede the use of said trail.
7. The Permit Area shall be for private, non-commercial, residential use only.
8. The Permittee shall maintain the Permit Area in a neat and clean manner and shall exercise care to protect the natural environment in the Permit Area. No activities on the Permit Area will cause additional soil erosion.
9. It is the responsibility of the Permittee to ensure compliance with any applicable laws, rules regulations, or codes.
10. All Corporation Property used under a permit shall be returned by the Permittee to as good or better condition than before the Occupancy as determined by the Division Canal Engineer. When Occupancy is cancelled or terminated, no further use of the land shall be made by the former Permittee and the Permit Area will be allowed to return to its natural condition.