

By Legislators Hughes-Smith and Maffucci

Intro. No. \_\_\_\_

RESOLUTION NO. \_\_\_\_ OF 2024

**AUTHORIZING ALTERATION OF ROCHESTER PURE WATERS DISTRICT SEWER ASSETS  
BY NEW YORK STATE DEPARTMENT OF TRANSPORTATION DURING NY ROUTE 104  
FROM LAKE AVENUE TO CULVER ROAD PROJECT IN CITY OF ROCHESTER**

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Monroe County Legislature hereby authorizes the execution of a utility work agreement for the alteration of Rochester Pure Waters District sewer assets by the New York State Department of Transportation during the NY Route 104 from Lake Avenue to Culver Road Project in the City of Rochester.

Section 2. The attached resolution required by New York State for the alteration of Rochester Pure Waters District sewer assets by the New York State Department of Transportation during the NY Route 104 from Lake Avenue to Culver Road Project in the City of Rochester is hereby incorporated by reference and adoption.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; February 26, 2024 - CV: 7-0

Ways and Means Committee; February 27, 2024 - CV: 11-0

File No. 24-0056

ADOPTION: Date: \_\_\_\_\_ Vote: \_\_\_\_\_

**ACTION BY THE COUNTY EXECUTIVE**

APPROVED: \_\_\_\_\_ VETOED: \_\_\_\_\_

SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

EFFECTIVE DATE OF RESOLUTION: \_\_\_\_\_

**Resolution Granting the State of New York Authority to Perform the Adjustment for the Owner and Agreeing to Maintain Facilities Adjusted Via State-let Contract**

Resolution # \_\_\_\_\_

WHEREAS, the New York State Department of Transportation proposes the construction, reconstruction, or improvement of Route 194 from Lake Avenue to Culver Road, City of Rochester, Monroe County, P.I.N. 4104.90, and

WHEREAS, the State will include as part of the construction, reconstruction, or improvement of the above mentioned project the adjust elevations of approximately two (2) sanitary manhole elevations, pursuant to Section 10, Subdivision 24, of the State Highway Law, as shown on the contract plans and Utility Special Note relating to the project and meeting the requirements of the owner, and

WHEREAS, the service life of the relocated and/or replaced utilities has not been extended, and

WHEREAS, the State will provide for the reconstruction of the above mentioned work, as shown on the contract plans and Utility Special Notes, relating to the above mentioned project.

NOW, THEREFORE,

BE IT RESOLVED: That the Rochester Pure Waters District approves of the above mentioned work performed on the project and shown on the contract plans relating to the project and that the Rochester Pure Waters District will maintain or cause to be maintained the adjusted facilities performed as above stated and as shown on the contract plans.

BE IT FURTHER RESOLVED that the Director of Environmental Services has the authority to sign, with the concurrence of the Rochester Pure Waters District Administrative Board and Monroe County Legislature, any and all documentation that may become necessary as a result of this project as it relates to the Rochester Pure Waters District, and

BE IT FURTHER RESOLVED: That the Rochester Pure Waters District is hereby directed to transmit five (5) certified copies of the foregoing resolution to the New York State Department of Transportation.

Moved By:  
Seconded By:  
Vote:

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I, \_\_\_\_\_, duly appointed and qualified \_\_\_\_\_, do hereby  
CERTIFY that the foregoing resolution was adopted at a meeting duly called and held in the office of, \_\_\_\_\_, a  
quorum being present on the \_\_\_\_\_ day of \_\_\_\_\_, and that said copy is a true, correct and compared copy of  
the original resolution so adopted and that the same has not been revoked or rescinded.

WITNESSETH, my hand and seal this \_\_\_\_\_ day of \_\_\_\_\_

\_\_\_\_\_  
Name, title