

By Legislators Wilt and Smith

Intro. No. ____

RESOLUTION NO. __ OF 2020

ACCEPTING MAINTENANCE JURISDICTION OF APPROXIMATELY .137 ACRE OF RIGHT-OF-WAY FOR FORMER NEW YORK STATE HIGHWAY (ROUTE) NO. 401 (RAPID ROCHESTER), TOWN OF GATES AND RELEASE MAINTENANCE JURISDICTION OF APPROXIMATELY .321 ACRE OF RIGHT-OF-WAY OF THE FORMER NEW YORK STATE HIGHWAY (ROUTE) NO. 401 (RAPID ROCHESTER) IN THE TOWN OF GATES TO THE NEW STATE DEPARTMENT OF TRANSPORTATION

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

Section 1. The County Executive, or his designee, is hereby authorized to accept the transfer of maintenance jurisdiction of approximately .137 acre of right-of-way for former New York State Highway (Route) No. 401 (Rapids Rochester) in the Town of Gates, at no cost to Monroe County, from the New York State Department of Transportation and to authorize the County Executive, or his designee, to execute an agreement and any other documents necessary to complete the transfer.

Section 2. The County Executive, or his designee, is hereby authorized the release of maintenance jurisdiction of approximately .321 acres of former right-of-way of New York State Highway (Route) No. 401 (Rapids Rochester) in the Town of Gates, at no cost to Monroe County, to the New York State Department of Transportation and to authorize the County Executive, or his designee, to execute any documents necessary to complete the release.

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

Transportation Committee; February 25, 2020 - CV: 7-0
File No. 20-0082

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

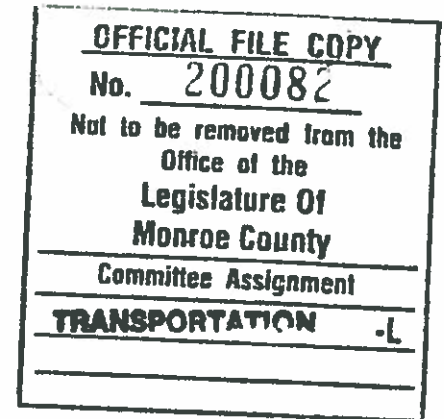
EFFECTIVE DATE OF RESOLUTION: _____



Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive



February 7, 2020

To The Honorable
Monroe County Legislature
407 County Office Building
Rochester, New York 14614

Subject: Accept Maintenance Jurisdiction of Approximately .137 Acre of Right-of-Way for former New York State Highway (Route) No. 401 (Rapids Rochester), Town of Gates and Release Maintenance Jurisdiction of Approximately .321 Acre of Right-of-Way of the former New York State Highway (Route) No. 401 (Rapids Rochester) in the Town of Gates to the State of New York

Honorable Legislators:

I recommend that Your Honorable Body accept the transfer of maintenance jurisdiction of approximately .137 acre of the right-of-way for former New York State Highway (Route) No. 401 (Rapids Rochester) in the Town of Gates, at no cost to Monroe County, from the New York State Department of Transportation and authorize the release of maintenance jurisdiction of approximately .321 acres of former right-of-way of the former New York State Highway (Route) No. 401 (Rapids Rochester) in the Town of Gates, at no cost to Monroe County, to the New York State Department of Transportation.

The release of maintenance jurisdiction by both Monroe County and the New York State Department of transportation, along with future right-of-way abandonments, will allow for future private development of this right-of-way and adjoining lands.

The specific legislative actions required are:

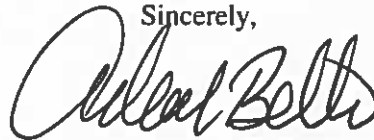
1. Accept the transfer of maintenance jurisdiction of approximately .137 acre of right-of-way for former New York State Highway (Route) No. 401 (Rapids Rochester) in the Town of Gates, at no cost to Monroe County, from the New York State Department of Transportation and to authorize the County Executive, or his designee, to execute an agreement and any other documents necessary to complete the transfer.
2. Authorize the release of maintenance jurisdiction of approximately .321 acres of former right-of-way of New York State Highway (Route) No. 401 (Rapids Rochester) in the Town of Gates, at no cost to Monroe County, to the New York State Department of Transportation and to authorize the County Executive, or his designee, to execute any documents necessary to complete the release.

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c) and is not subject to review under the State Environmental Quality Review Act.

This jurisdictional transfer will have no impact on the revenues or expenditures of the current Monroe County budget.

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam J. Bello". The signature is fluid and cursive, with the first name being the most prominent.

Adam J. Bello
Monroe County Executive

AJB:db