

28.

By Legislators Smith and Delchanty

Intro No. _____

RESOLUTION NO. _____ OF 2023

REMOVING 5 FLINT STREET AND 15 FLINT STREET FROM IN REM ACTION 147 (INDEX NO. E2023003207)

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

Section 1. The Monroe County Legislator hereby approves the Director of Finance to remove 5 Flint Street, Rochester New York 14607 (Tax ID Number 121.77-1-10.001) and 15 Flint Street, Rochester, New York 14607 (Tax ID Number 121.77-1-11) from In Rem Action 147 (Index No. E2023003207) in accordance with §635-9 of the Monroe County Code because the parcels are known hazardous waste sites.

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; August 22, 2023 – CV: 11-0
File No. 23-0271

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

August 15, 2023

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No.	230271
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
WAYS & MEANS	-L

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

Subject: Remove 5 Flint Street and 15 Flint Street from In Rem Action 147 (Index No. E2023003207)

Honorable Legislators:

I recommend that Your Honorable Body approve the Director of Finance to remove 5 Flint Street, Rochester, New York 14607 (Tax ID Number 121.77-1-10.001) and 15 Flint Street, Rochester, New York 14607 (Tax ID Number 121.77-1-11) (together, the "Property") from In Rem Action 147 (Index No. E2023003207), in accordance with § 635-9 of the Monroe County Code because the parcels are known hazardous waste sites.

Under the Monroe County In Rem Tax Foreclosure Act (the "Act"), the Director of Finance may withdraw any parcel from an in rem tax foreclosure proceeding, with the approval by resolution of the Legislature, if the parcel qualifies for one of the reasons set forth in the Act. One such permissible reason is if the County's tax lien affects a parcel which is either a known or suspected hazardous waste site. Investigations at the Property indicate the widespread presence of various contaminants in soil and groundwater including petroleum compounds, metals, PCBs, pesticides, and some chlorinated volatile organic compounds.

The specific legislative action required is to approve the Director of Finance to remove 5 Flint Street, Rochester, New York 14607 (Tax ID Number 121.77-1-10.001) and 15 Flint Street, Rochester, New York 14607 (Tax ID Number 121.77-1-11) from In Rem Action 147 (Index No. E2023003207) in accordance with § 635-9 of the Monroe County Code because the parcels are known hazardous waste sites.

This is a Type II Action pursuant to 6 NYCRR § 617.5(c)(26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and is not subject to further review under the State Environmental Quality Review Act.

This resolution will have no impact on the revenue 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,


Adam J. Bello
Monroe County Executive