

By Legislators Yudelso and Maffucci

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

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

**REQUESTING THE LEGISLATURE OF THE STATE OF NEW YORK PURSUANT TO ARTICLE IX OF THE CONSTITUTION TO ENACT INTO LAW ASSEMBLY BILL NO. A.10129-A ENTITLED "AN ACT IN RELATION TO AUTHORIZING THE COUNTY OF MONROE TO PROVIDE FOR AN EASEMENT ACROSS LEHIGH VALLEY TRAIL PARK, FOR INGRESS AND EGRESS TO AND FROM THE PROJECT SITE AND INSTALLATION OF A MEDIUM VOLTAGE CABLE"**

RESOLVED, that pursuant to Article IX of the Constitution, the Legislature of the County of Monroe does hereby request the enactment of legislation as follows:

Assembly Bill No. A.10129-A entitled "AN ACT in relation to authorizing the county of Monroe to provide for an easement across Lehigh Valley Trail Park, for ingress and egress to and from the project site and installation of a medium voltage cable"

And be it further

RESOLVED, that this resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency  
File No. 24-0194

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*

May 14, 2024

<b>OFFICIAL FILE COPY</b>	
No.	<b>240194</b>
Not to be removed from the Office of the Legislature Of Monroe County	
Committee Assignment	
<b>URGENT</b>	<b>-L</b>

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

**Subject:** Home Rule Message for Assembly Bill No. A.10129-A Entitled "AN ACT in relation to authorizing the county of Monroe to provide for an easement across Lehigh Valley Trail Park, for ingress and egress to and from the project site and installation of a medium voltage cable"

Honorable Legislators:

I recommend that Your Honorable Body adopt a Home Rule Message resolution for Assembly Bill No. A.10129-A, which will authorize Monroe County to grant an easement to EH Henrietta Solar 1 LLC and EH Henrietta Solar 2 LLC across Lehigh Valley Trail Park to install, operate, and maintain an access road for ingress and egress for pedestrians, vehicles, and equipment, together with the right to install, operate, and maintain a subsurface medium voltage cable for a solar farm located on a landlocked parcel adjacent to the Lehigh Valley Trail. Upon completion of the improvements, the easement area shall continue to be used as a park and any disturbances to the Lehigh Valley Trail due to the subsurface medium voltage cable shall be restored.

The two projects, which will be operated by Sustainable Energy Developments, Inc., D.B.A GreenSpark Solar, consist of ground-mounted photovoltaic solar arrays located off Middle Road in the Town of Henrietta. The parcel is directly east of the Lehigh Valley Trail and directly south of the New York State Thruway. The EH Henrietta Solar 1 project is a 6.739 MW-DC, 5 MW-AC array and the EH Henrietta Solar 2 project is a 2.414 MW-DC, 1.875-AC array. The power generated by each project will support Community Solar Array subscribers through a net-metering agreement. The clean energy produced by the solar panels will go directly into the electric grid for distribution by the local utility company. This easement is essential to the success of each of these projects, as it would serve as the sole access point to the landlocked parcel on which the projects will be sited.

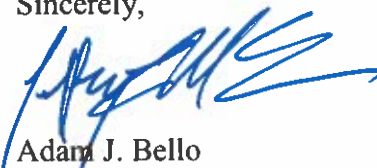
**The specific legislative action required is to adopt a Home Rule Message resolution for Assembly Bill No. A.10129-A Entitled “AN ACT in relation to authorizing the county of Monroe to provide for an easement across Lehigh Valley Trail Park, for ingress and egress to and from the project site and installation of a medium voltage cable.”**

This action is a Type I Action under the New York State Environmental Quality Review Act (“SEQRA”). The Town of Henrietta, which served as the Lead Agency, conducted a coordinated review and found that the proposed action will not result in any significant adverse environmental impacts. The Town of Henrietta has therefore issued a Negative Declaration for this action and no further action under SEQRA is required.

No additional net County support is required in the current Monroe County budget.

I recommend that this matter receive favorable action by Your Honorable Body.

Sincerely,

*Fcb.*   
Adam J. Bello  
Monroe County Executive

AJB:db

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And be it further

RESOLVED, that this resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency  
File No. 24-\_\_\_\_

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

ACTION BY THE COUNTY EXECUTIVE

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

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

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