

12.

By Legislators Hughes-Smith and Maffucci

Intro. No. ____

RESOLUTION NO. __ OF 2025

AUTHORIZING RELEASE, MODIFICATION, RESTATEMENT, AND VACATION OF UNDERGROUND ELECTRIC AND WATER EASEMENTS AT 390 AND 400 EAST HENRIETTA ROAD IN CITY OF ROCHESTER, AND MODIFICATION OF UTILITY TUNNEL EASEMENT AT 400 AND 422 EAST HENRIETTA ROAD IN CITY OF ROCHESTER

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 take the necessary steps to release, modify, restate, and/or vacate the underground electric and water easements at 390 and 400 East Henrietta Road in the City of Rochester, and modify a utility tunnel easement at 400 and 422 East Henrietta Road in the City of Rochester.

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

Environment and Public Works Committee; April 21, 2025 – CV: 7-0
Ways and Means Committee; April 22, 2025 - CV: 10-0
File No. 25-0120

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

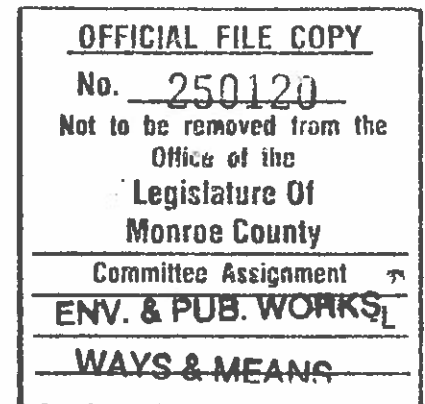


Office of the County Executive

Monroe County, New York

Adam J. Bello
County Executive

April 4, 2025



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

Subject: Authorize the Release, Modification, Restatement, and Vacation of Underground Electric and Water Easements at 390 and 400 East Henrietta Road in the City of Rochester, and the Modification of a Utility Tunnel Easement at 400 and 422 East Henrietta Road in the City of Rochester

Honorable Legislators:

I recommend that Your Honorable Body authorize the release, modification, restatement, and vacation of underground electric and water easements at 390 and 400 East Henrietta Road in the City of Rochester, and the modification of a utility tunnel easement at 400 and 422 East Henrietta Road in the City of Rochester as follows:

| <u>Parcel</u> | <u>Parcel Owner</u> | <u>Amount</u> |
|--|---|---------------|
| Release/Modify/Restate/Vacate CityGate Subdivision – Amended (L351-74) Parcel 6a PE #24 390 E. Henrietta Road T.I. # 150.22-1-2.8 City of Rochester | CityGate North 4 SRE, LLC 396 E. Henrietta Road Rochester, NY 14620 | None |
| Release/Modify/Restate/Vacate CityGate Subdivision – Amended (L351-74) Parcel 7a PE #23 400 E. Henrietta Road T.I. # 150.22-1-2.9 City of Rochester | CityGate North 5 SRE, LLC 396 E. Henrietta Road Rochester, NY 14620 | None |
| Modify CityGate Subdivision – Amended (L351-74) Parcel 7a PE #25 400 E. Henrietta Road T.I. # 150.22-1-2.9 City of Rochester | CityGate North 5 SRE, LLC 396 E. Henrietta Road Rochester, NY 14620 | None |
| Modify CityGate Subdivision – Amended (L351-74) Parcel 11a PE #25 422 E. Henrietta Road T.I. # 150.22-1-2.2 City of Rochester | CityGate North 6 SRE, LLC 396 E. Henrietta Road Rochester, NY 14620 | None |

The electric and water easements located under portions of Parcels 6a and 7a inhibit development of the property. The Monroe County Department of Environmental Services determined the underground electric and water easements are not in use and have essentially been abandoned. Plans for future development of Parcels 6a and 7a call for a relocation of the underground electric and water easements to an existing tunnel easement.

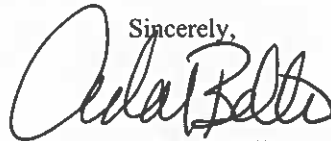
The specific legislative action required is to authorize the County Executive, or his designee, to take the necessary steps to release, modify, restate, and/or vacate the underground electric and water easements at 390 and 400 East Henrietta Road in the City of Rochester, and modify a utility tunnel easement at 400 and 422 East Henrietta Road in the City of Rochester.

The provisions of the New York State Environmental Quality Review Act shall be complied with prior to Your Honorable Body undertaking, funding or approving the action requested in this referral.

The required action is revenue neutral and no net County support is required in the current Monroe County budget.

The records in the Office of the Monroe County Treasury have indicated that neither CityGate North 4 SRE, LLC, CityGate North 5 SRE, LLC, CityGate North 6 SRE, LLC, nor the principal officer of those firms, Matthew J. Lester, owe any delinquent Monroe County property taxes.

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