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COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

September 26, 2014

Erie County Legislature
92 Franklin Street, 4th Floor
Buffalo, New York 14202

Re: Isle View Park Easement Requests

Dear Honorable Members:

Please find enclosed a resolution from the Department of Parks, Recreation and Forestry seeking legislative authorization to allow the New York State Department of Transportation and National Grid easements from Isle View Park to perform necessary construction work.

Should your Honorable Body require further information, I encourage you to contact Commissioner Troy Schinzel at the Department of Parks, Recreation and Forestry. Thank you for your consideration on this matter.

Sincerely,

A handwritten signature in black ink that reads "Mark C. Poloncarz". The signature is fluid and cursive, with a long horizontal stroke at the end.

Mark C. Poloncarz, Esq.
Erie County Executive

MCP/med

cc: Troy Schinzel, Commissioner of Department of Parks, Recreation and Forestry

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Department of Parks, Recreation and Forestry
Re: Isle View Park Easement Requests
Date: September 26, 2014

SUMMARY

The New York State Department of Transportation (NYSDOT) has programmed a project to rehabilitate culvert 530266, Niagara Street (NY 266) over Two Mile Creek. Part of the project includes a new pole being installed for Nation Grid's power lines. Easements need to be granted to both entities in order for the work to be performed.

FISCAL IMPLICATIONS

None.

REASONS FOR RECOMMENDATION

The Department of Parks, Recreation and Forestry received requests for easements from National Grid and the NYSDOT so that construction work could take place to rehabilitate a culvert.

CONSEQUENCES OF NEGATIVE ACTION

Necessary construction work on a culvert would not be done.

STEPS FOLLOWING APPROVAL

Upon approval of this resolution, easements will be granted to National Grid and the NYSDOT so that they can perform the necessary rehabilitation work on Culvert 530266 in Isle View Park.

**A RESOLUTION SUBMITTED BY
DEPARTMENT OF PARKS, RECREATION & FORESTRY**

RE: Isle View Park Easement Requests

WHEREAS, the New York State Department of Transportation (NYSDOT) has programmed a project to rehabilitate culvert 530266, Niagara Street (NY 266) over Two Mile Creek; and

WHEREAS, as part of this construction both the NYSDOT and National Grid are requesting easements from Isle View Park to perform the necessary work; and

WHEREAS, after being reviewed by the Erie County Advisory Review Committee (ARC) this proposed work is supported by and will further the goals of the Erie County Parks Master Plan; and

WHEREAS, the required environmental review process has been completed for this culvert rehabilitation project over Two Mile Creek and it has been classified as a Type II Action under New York State Environmental Quality Review 617.5 (c) (2), which states that “replacement, rehabilitation or reconstruction of a structure, in kind, on the same site...” is not subject to review; and

WHEREAS, there is no cost to the County for granting said easements to the New York State Department of Transportation (NYSDOT) and National Grid.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into easements with the NYSDOT and National Grid for the necessary repairs and work related to these improvements; and be it further

RESOLVED, that the Clerk of the Legislature shall forward two certified copies of this Resolution to the Erie County Comptroller’s Office, the Division of Budget and Management, the Commissioner of the Department of Parks, Recreation and Forestry, Troy P. Schinzel; and Assistant County Attorney, Kristen M. Walder.