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LOCAL LAW NO. 13 -2015

A LOCAL LAW AUTHORIZING THE INSTALLATION OF A SOLAR PANEL SYSTEM AND LEASE TO SOLAR CITY OF COUNTY PROPERTY LOCATED IN THE TOWN OF DEWITT AT THE JAMESVILLE PENITENTIARY

BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ONONDAGA, NEW YORK, AS FOLLOWS:

Section 1. Findings/Purpose. The County of Onondaga is the owner of property located in the Town of DeWitt at 6660 East Seneca Turnpike, where such property is utilized by Onondaga County Department of Correction and contains the Jamesville Penitentiary. Solar City, a solar developer headquartered in San Mateo, California has proposed to construct a 2.6 megawatt (2,600 kW) solar panel system and to lease from the County approximately twelve (12) acres of ground space for the construction, operation and maintenance of solar panels, inverters and electrical equipment. The initial term of the proposed lease is twenty (20) years, with two (2) five (5) year renewal options. In return, the County will purchase the electricity produced by the solar panel system at prices defined in a Power Purchase agreement. The rate at which the electricity is purchased is fair and reasonable. Such property is not presently needed by the County for public use.

Section 2. Environmental Review. The County of Onondaga is hereby authorized, directed and designated to act as the lead agency. An analysis of the potential environmental impacts, if any, has been done under the State Environmental Quality Review Act (SEQRA), and as lead agency the County hereby determines that the proposed action is an Unlisted Action under SEQRA and a Full Environmental Assessment Form has been prepared. The Full Environmental Assessment Form prepared by and filed with this Legislature is satisfactory with respect to scope and content and adequacy in compliance with SEQRA and is hereby accepted by the County. Onondaga County does hereby make and adopt a Negative Declaration for the project, and has determined that the proposed action will not have a significant effect on the environment. The Onondaga County Executive, or her designee, is authorized to take such action to comply with the requirements of SEQRA, including without limitation, the execution of documentation and filing of same and any other actions to implement the intent of this local law.

Section 3. Lease Authorized. The County Executive is hereby authorized to enter into agreements and execute such other documents as may be reasonably necessary for the construction of the solar panel system and lease of the above-described space to Solar City of San Mateo, California, its successors and assigns, for an initial period of twenty (20) years, with two (2) five (5) year renewal options, and to take any other actions to implement the intent of this Local Law.

Section 4. Effective Date. This local law shall be filed and take effect in accordance with provisions of the Municipal Home Rule Law, subject to a permissive referendum.

Jamesville Pen Solar PV.docx
KMB
Clm/meb

I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF LEGISLATION DULY ADOPTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY ON THE

44 DAY OF August, 2015.

Debra A. Matus

CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

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STATE OF NEW YORK
DEPARTMENT OF STATE

ONE COMMERCE PLAZA
99 WASHINGTON AVENUE
ALBANY, NY 12231-0001
WWW.DOS.NY.GOV

ANDREW M. CUOMO
GOVERNOR
CESAR A. PERALES
SECRETARY OF STATE

October 16, 2015

Katherine M French
Deputy Clerk
Onondaga County Legislature
401 Montgomery Street
Court House, Room 407
Syracuse NY 13202

RE: County of Onondaga, Local Law 13 & 14 2015, filed on October 9, 2015

Dear Sir/Madam:

The above referenced material was filed by this office as indicated. Additional local law filing forms can be obtained from our website, www.dos.ny.gov.

Sincerely,
State Records and Law Bureau
(518) 473-2492

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**Department
of State**