

A.

LOCAL LAW NO. 4 - 2018

A LOCAL LAW AUTHORIZING A LEASE AGREEMENT WITH THE NEW YORK SUSQUEHANNA AND WESTERN RAILWAY CORPORATION FOR THE USE OF THE ONONDAGA COUNTY POMPEY RADIO TOWER SITE

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

Section 1. Findings. Onondaga County is the owner of property located in the Town of Pompey at 7235 Sevier Road, including a radio tower ("Pompey Radio Tower Site"). The New York Susquehanna and Western Railway Corporation (NYS&W RR) requests permission to use the Pompey Radio Tower Site to locate a radio base station and antenna for railroad operations, specifically, the enhanced transmission of radio signals between NYS&W RR regional offices, police officers/patrols, and its rolling fleet and also between such rolling fleet providing services to meet the mission of the NYS&W RR. The amount of proposed rent is eight thousand five hundred dollars (\$8,500.00) in the first year, with annual increases of three percent (3%) after the first lease year. The term of the initial period will be five (5) years, with the possibility of four (4) renewal periods of five (5) years each. NYS&W RR shall bear the expense of the installation and operation of the equipment and facilities at the Pompey Radio Tower Site. The amount of the proposed rent is fair and reasonable.

Section 2. Environmental Review. The County of Onondaga is 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 determines that the proposed action is an Unlisted Action under SEQRA and a Short Environmental Assessment Form has been prepared. The Short 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 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 authorized to enter into any agreements and execute documents reasonably necessary to allow NYS&W RR to lease the Pompey Radio Tower Site for the proposed rent and terms described within Section 1 of this local law.

Section 4. Effective Date. This local law shall take effect upon filing, consistent with the provisions of the Municipal Home Rule Law, subject to a permissive referendum.

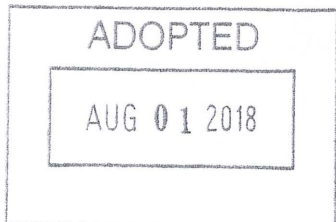
LL - Pompey Radio Tower  
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I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF LEGISLATION DULY ADOPTED BY THE COUNTY LEGISLATURE OF ONONDAGA COUNTY ON THE

10<sup>th</sup> DAY OF August, 2018.

*Deborah A. Maturo*

CLERK, COUNTY LEGISLATURE  
ONONDAGA COUNTY, NEW YORK



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