



2025 JAN 31 12:57 PM

COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

January 31, 2025

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

**RE: Proposed Easement: Erie County to Niagara Mohawk Power Corporation
8443 Lake Shore Road, Angola, New York 14006
SBL No. 220.00-1-18**

Dear Honorable Members:

Enclosed please find an accompanying memorandum and proposed resolution from the Department of Environment and Planning, Division of Sewerage Management, pertaining to an Easement to Niagara Mohawk Power Corporation to install a utility pole and anchor.

Should your Honorable Body require further information, I encourage you to contact Joseph Fiegl, P.E. in the Division of Sewerage Management. Thank you for your consideration on this matter.

Sincerely yours,

Mark C. Poloncarz, Esq.
Erie County Executive

MCP: bp
Encl.

Cc: Joseph Fiegl, Deputy Commissioner, Division of Sewerage Management

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Department of Environment and Planning
Re: Proposed Easement: Erie County to Niagara Mohawk Power Corporation
8443 Lake Shore Road, Angola, New York 14006
SBL No. 220.00-1-18
Date: January 31, 2025

SUMMARY

Authorization is requested for the County of Erie to issue Niagara Mohawk Power Corporation (National Grid or NMPC) an easement to install a utility pole and anchor.

FISCAL IMPLICATIONS

There are no adverse fiscal implications. NMPC will install the utility pole and anchor.

REASONS FOR RECOMMENDATION

The easement will facilitate NMPC's efforts to relocate a utility pole and anchor to accommodate the County of Erie's bike trail project. The Division of Sewerage Management has determined the proposed easement will not adversely impact the ability of the Erie County Sewer District No. 2 to operate and maintain its infrastructure on this parcel.

BACKGROUND INFORMATION

NMPC has plans to relocate a utility pole and anchor to accommodate the County of Erie's proposed bike trail alignment along Lake Shore Road in the Town of Evans. The new location for the relocated pole and anchor will be along the westerly property line of a County of Erie, Erie County Sewer District No. 2 parcel known as Section-Block-Lot (SBL) 220.00-1-18.

CONSEQUENCES OF A NEGATIVE ACTION

If the easement is not issued, NMPC will not be able to relocate the utility pole and anchor for the new bike trail alignment.

STEPS FOLLOWING APPROVAL

The County of Erie will execute an easement agreement and associated documents.

A RESOLUTION SUBMITTED BY
DEPARTMENT OF ENVIRONMENT AND PLANNING

RE: Proposed Easement: Erie County to Niagara Mohawk Power Corporation
8443 Lake Shore Road, Angola, New York 14006
SBL No. 220.00-1-18

WHEREAS, Niagara Mohawk Power Corporation (National Grid) has requested an easement of County owned land, Section-Block-Lot (SBL) No. 220.00-1-18, for relocating a utility pole and anchor to accommodate a bike trail project being completed by the County of Erie; and

WHEREAS, the Division of Sewerage Management has stated this easement would have no long-term adverse impacts on the ability of Erie County Sewer District No. 2 to operate and maintain the infrastructure within the proposed easement area; and

WHEREAS, Niagara Mohawk Power Corporation has offered \$1.00 for the easement; and

WHEREAS, the Division of Sewerage Management recommends entering into an easement agreement with Niagara Mohawk Power Corporation to assist with the bike trail project.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes an easement to Niagara Mohawk Power Corporation for use of a portion of parcel SBL No. 220.00-1-18, with the easement to be twenty (20) feet wide throughout its extent along the westerly boundary of the property and the centerline of the easement area being the centerline of the new facilities / utility pole; and be it further

RESOLVED, that authorization is hereby granted to the Commissioner of the Department of Environment and Planning to execute all documents associated with this easement, subject to approval by the County Attorney; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send a certified copy of this resolution to the Office of the County Executive, the Department of Law, and the Division of Sewerage Management.