B.

LOCAL LAW NO. 15 - 2008

A LOCAL LAW AUTHORIZING THE EXTENSION OF A COMMUNICATIONS TOWER AND LEASE OF COUNTY PROPERTY LOCATED IN THE TOWN OF ONONDAGA TO CLEAR CHANNEL SYRACUSE

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

Section 1. The County of Onondaga is the owner of property located in the Town of Onondaga at 4584 West Seneca Turnpike, also utilized by Onondaga Community College, and containing a County communications tower.

Section 2. Clear Channel Syracuse has proposed to construct a twenty foot extension and to lease from the County, space on the County communications tower, which will be extended at the expense of Clear Channel Syracuse, together with 210 ± square feet of ground space for the construction, operation and maintenance of radio antennas, a shelter, generator and equipment.

Section 3. The term of the proposed lease is five (5) years, with three (3) five-year (5) renewal options.

Section 4. The amount of proposed rent is Three Thousand Five Hundred Dollars ($3,500.00) per month during the first year with an increase of three (3) percent per year thereafter. The amount of proposed rent is fair and reasonable.

Section 5. An analysis of the potential environmental impacts, if any, of this proposed lease has been done under the State Environmental Quality Review Act (SEQRA).

Section 6. The County Legislature is hereby authorized, directed and designated to act as the lead agency.

Section 7. As lead agency, the County Legislature hereby determines that the proposed action is a Type 1 Action under SEQRA and a Long Environmental Assessment Form has been prepared.

Section 8. The Long 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.

Section 9. The Onondaga County Legislature 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.

Section 10. The Onondaga County Executive, or his designee, is authorized to take such action to comply with the requirements of SEQRA, including without limitation, the execution of documents and filing of same.

Section 11. The County Executive is hereby authorized to enter into agreements and execute documents for the construction of the extension and lease of the above-described space to Clear Channel Syracuse, its successors and assigns, for a period of five years, with three (3) five-year (5) renewal options, and to take any other actions to implement the intent of this Local Law.

Section 12. This Local Law shall take effect upon filing in accordance with the provisions of the Home Municipal Rule Law, and is subject to permissive referendum.

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ADOPTED

AUG 05 2008

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 5th DAY OF August, 2008.

Deborah A. Mahuro
CLERK, COUNTY LEGISLATURE
ONONDAGA COUNTY, NEW YORK

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