

Warren County Board of Supervisors

RESOLUTION No. 98 OF 2020

RESOLUTION INTRODUCED BY SUPERVISORS WILD, HOGAN, LEGGETT, BRAYMER, DIAMOND, DICKINSON, MAGOWAN, MCDEVITT AND SEEBER

REQUESTING THE REPEAL OF LEGISLATION THAT NEGATIVELY IMPACTS THE EXPANSION OF FIBER OPTIC INFRASTRUCTURE IN NEW YORK STATE AND AUTHORIZING THE CHAIRMAN OF THE BOARD OF SUPERVISORS TO ISSUE A LETTER REGARDING SAME

WHEREAS, Article 1 Section 7 of the Transportation Corporations Law was adopted by the New York State Legislature and enacted into law in 2019, and

WHEREAS, this legislation authorizes the State to impose a fee on some fiber optic utilities for occupancy and use of state right of way for purposes of installing, modifying, relocating, repairing, operating, or maintaining fiber optic facilities, and

WHEREAS, this legislation will sunset on April 12, 2024, unless otherwise renewed by the State, and

WHEREAS, this legislation hinders economic growth in Warren County by discouraging some fiber optic utilities from building out fiber optic facilities in underserved areas of the state, particularly in the Adirondack Park, and

WHEREAS, it would be preferable for a fee not to be imposed upon any fiber optic utilities for occupancy and use of state right of way for purposes of installing, modifying, relocating, repairing, operating, or maintaining fiber optic facilities, and

WHEREAS, the Economic Growth & Development and Higher Education Committee has requested that the Board of Supervisors adopt a resolution and that the Chairman of the Board compose a letter requesting that the State repeal Article 1 Section 7 of the Transportation Corporations Law, now, therefore, be it

RESOLVED, that the Warren County Board of Supervisors, on behalf of the residents of Warren County, respectfully urges the New York State Legislature to undertake action to immediately repeal Article 1 Section 7 of the Transportation Corporations Law and does hereby authorize the Chairman of the Board

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to compose a letter requesting the same, and be it further

RESOLVED, that the Clerk of the Board of Supervisors be, and hereby is, authorized and directed to forward copies of this resolution and letter to Governor Andrew M. Cuomo, Senator Elizabeth O’C. Little, Assemblyman Daniel G. Stec and the New York State Association of Counties.