

Authorizing Rail Removal Within The Ulster And Delaware Railroad Corridor To Allow For The Construction Of “The Michael LaPaglia Memorial” Bridge Over The Esopus Creek In The Town Of Shandaken – Department Of Public Works

Referred to: The Public Works, Capital Projects and Transportation Committee (Chairwoman Petit and Legislators Erner, Fabiano, Litts, and Nolan)

Chairwoman of the Public Works, Capital Projects and Transportation Committee, Laura Petit, and Deputy Chair Dean Fabiano offer the following:

WHEREAS this resolution has been submitted at the request of the County Executive on behalf of the Department of Public Works; and

WHEREAS, the Sheriff Michael LaPaglia Memorial Bridge, which is commonly referred to as Phoenicia Bridge (County Bridge 191, BIN 334780), carries Bridge Street (CR 40) over the Esopus Creek, connecting Main Street in the Hamlet of Phoenicia Town of Shandaken to State Route 28 is a county-owned asset; and

WHEREAS this project intends to evaluate structure alternatives for replacement; a topographic survey, hydraulic design, consideration of water main on the existing bridge, and the associated impacts on stream hydraulics during high flow flooding events of the Esopus Creek; and

WHEREAS, pursuant to Resolution No. 275 of 2014, any removal of rail within the U&D Corridor requires approval of the Ulster County Legislature; and

WHEREAS, a section of the U&D totaling no more than five hundred (500) feet; three hundred (300’) feet east and two-hundred feet (200’) west, of the Bridge needs to be removed in order to allow the construction of the new bridge to sustain a 100-year flood event and maintain a vital connection between Phoenicia and Route 28; and

WHEREAS, any rail removed pursuant to this resolution shall remain the property of Ulster County and shall be stored in a location just north of the removal; now, therefore be it

RESOLVED, that the Ulster County Legislature hereby authorizes the removal of up to five hundred (500) feet of rail and to allow the necessary work within the County’s railroad right of way,

and move its adoption.

Resolution No. 401 July 18, 2023

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ADOPTED BY THE FOLLOWING VOTE:

AYES: 21 NOES: 0
(Absent: Legislators Corcoran and Maloney)

Passed Committee: Public Works, Capital Projects and Transportation on July 17, 2023

FINANCIAL IMPACT:
NONE

STATE OF NEW YORK
ss:
COUNTY OF ULSTER

I, the undersigned Clerk of the Legislature of the County of Ulster, hereby certify that the foregoing resolution is the original resolution adopted by the Ulster County Legislature on the 18th Day of July in the year Two Thousand Twenty-Three, and said resolution shall remain on file in the office of said clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the County of Ulster this 21st Day of July in the year Two Thousand Twenty-Three.

[s] Victoria A. Fabella
Victoria A. Fabella, Clerk
Ulster County Legislature

Submitted to the County Executive this
21st Day of July 2023.

Approved by the County Executive this
25th Day of July 2023.

[s] Victoria A. Fabella
Victoria A. Fabella, Clerk
Ulster County Legislature

[s] Jen Metzger
Jen Metzger, County Executive