# Resolution No. 446 November 17, 2015

## Amending The Electric Vehicle Charging Station Policy To Require A Fee For Use

Referred to: The Energy and Environment Committee (Chairman Loughran and Legislators R. Parete, Rodriguez, Ronk and Wawro), The Public Works and Capital Projects Committee (Chairman Fabiano and Legislators Archer, Greene, Loughran, Roberts), and The Ways and Means Committee (Chairman Gerentine and Legislators Allen, Belfiglio, Briggs, Gregorius, Maio, Maloney and R. Parete)

Legislator John R Parete offers the following:

WHEREAS, pursuant to Resolution No. 332 dated September 15, 2015, the Ulster County Legislature determined that it was responsible to establish a policy regulating the use of Ulster County electric vehicle charging stations; and

WHEREAS, at the time the "Ulster County Electric Vehicle Charging Station Policy" was adopted, the decision to offer the electric free of charge to all non-commercial vehicles was being vetted; and

WHEREAS, it has been determined by Legislative Counsel and the Ulster County Comptroller that the manner in which electric is currently being offered is unconstitutional and corrective action should be taken; and

WHEREAS, the Ulster County Legislature has a responsibility to protect the County from acting in violation of the New York Constitution, and to limit liability regarding potential litigation pursuant to Section 51 of the General Municipal Law; now, therefore, be it

RESOLVED, that it shall be the policy of Ulster County to charge a fee-for-service in regards to use of Ulster County charging stations that is appropriate for the investment including, but not limited to, system and equipment service and maintenance, the cost of electricity, and liability to the county for damages to personal property; and, be it further

RESOLVED, that the Ulster County Legislature hereby amends the "Ulster County Electric Vehicle Charging Station Policy" to add an additional section addressing fees for electric use, as attached hereto as Exhibit A,

and moves its adoption.

ADOPTED BY THE FOLLOWING VOTE:

AYES: NOES:

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**Amending The Electric Vehicle Charging Station Policy To Require A Fee For Use**

Passed Committee: Energy and Environment on _____.

Passed Committee: Public Works and Capital Projects on _____.

Passed Committee: Ways and Means on _____.

FINANCIAL IMPACT:
UNDETEMINED POTENTIAL COUNTY REVENUE DOLLARS