

TOWN OF ENFIELD- Resolution # _____

Moratorium Resolution Regarding

ALL Commercial/ Utility-Scale Solar and Wind development in the Town of Enfield

WHEREAS, the Town of Enfield (the "Town"), under the laws of New York State, desires to maintain its long tradition of protecting the health, safety, general welfare, property, and environment within its borders; and

WHEREAS, New York State Home Rule law grants the Town broad powers to adopt resolutions and ordinances to protect the public health, safety, general welfare, property, and environment in the Town in order to protect against adverse risks and impacts related or associated with commercial/ utility-scale solar and wind development; and

WHEREAS, the Town has undergone rigorous exploration of public concerns through providing open public comment and development of a Wind Advisory Committee, which has resulted in a desire to review and analyze our current oversight of these activities; and

WHEREAS, the Governing Board has acknowledged that ordinances in place within its jurisdiction that oversee this type of development are either non-existent or insufficient to provide for the public health, safety, general welfare, property and environment in the Town; and

WHEREAS, New York statutes are not sufficient to protect the health, safety and wellbeing of Township residents.

NOW THEREFORE, BE IT HERBY RESOLVED:

The Town of Enfield Governing Board hereby directs attorney, Guy Krogh, to draft a Land Use Moratorium Law that complies with all applicable regulations upon this Town to complete this action according to strict procedure set forth in New York State Law, to include the following:

A moratorium on all commercial/utility-scale solar and wind development within the boundaries of the Town of Enfield, to include all projects currently under consideration, or to be reviewed by all Town entities, officials, employees, and/or agents on applications, proposals, requests, permits, approvals, and all other compliance requirements regarding any commercial/ utility-scale solar and wind development for the duration of the moratorium.

For a period of 8 months from the date of acceptance by the Governing Board, with the option to extend.

For the purpose of protecting the public interest; public health, safety, morals, general welfare, property and environment within the Town of Enfield by establishing regulations for commercial/ utility-scale renewable energy development that is consistent with the quality of

life Enfield residents value and currently enjoy. To study and or adopt proper protections recommended for current technologies.

Tasks to complete in the term of the moratorium:

- Complete Wind Facilities Law updates
- Complete a solar law or other appropriate solar regulations
- Complete the Comprehensive Plan

Motion by: _____ Motion seconded by: _____