

Town of Massena

Local Law No. __ of the year 2018

WHEREAS, the Town Board of the Town of Massena (the “Town”) desires to enact a Moratorium on all solar energy system development (as defined herein) operating within the Town;

WHEREAS, the Town Board intends to enact comprehensive regulations regarding solar energy system development in the Town;

WHEREAS, the Town Board believes that such a moratorium will protect the public interest and welfare of the residents of the Town until such comprehensive regulations are adopted; and

WHEREAS, there are currently no regulations relating to solar energy system development within the Town, but the Town Board believes that such regulations can be duly considered and adopted within six (6) months of the date hereof;

NOW, THEREFORE, BE IT ENACTED AS FOLLOWS:

1. There is hereby placed a moratorium on all solar energy system development in the Town of Massena, County of St. Lawrence, and State of New York.
2. Solar energy system shall mean an electrical generating system composed of a combination of both Solar Panels and Solar Energy Equipment. A Solar Panel is a photovoltaic device capable of collecting and converting solar energy into electrical energy. Solar Energy Equipment shall mean electrical energy storage devices, material, hardware, inverters, or other electrical equipment and conduit of photovoltaic devices associated with the production and/or transmission of electrical energy. Nothing herein shall prevent solar panel and solar energy equipment located on the roof of or within any legally permitted building or structure for the purpose of producing electricity primarily for onsite consumption. Further, nothing herein shall

prohibit the Massena Electric Department from conducting its regular and usual business of providing electrical distribution within its service territory as defined by its tariff with the New York State Department of Public Service.

3. This moratorium shall expire on the __ day of February, 2019.
4. This local law shall take effect upon filing with the Town Clerk of the Town, and upon filing the same with the Secretary of State of the State of New York.
5. The above local law was enacted by the Town Board of the Town on the __ day of August, 2018.

Pamela Catanzarite, Clerk
Town of Massena