

TOWN OF ENFIELD, TOMPKINS COUNTY, NEW YORK LOCAL LAW #_ OF 2022

**A LOCAL LAW EXTENDING MORATORIUM UPON CERTAIN LARGE-SCALE
SOLAR ENERGY APPLICATIONS, REVIEWS, AND FACILITIES**

Be it enacted by the Town of Enfield as follows:

SECTION 1: This Local Law shall be known as “Local Law #_ of 2022.” It is the intent of this Local Law to extend the period of effectiveness of the moratoria imposed by Local Law Number 5 of 2021, and to continue the prohibition against applications or proceedings for applications for, the review of applications for, or the issuance of approvals or permits for the construction of any Large-Scale Solar Energy Systems within the Town of Enfield, as stated in such Local Law #5 of 2021.

SECTION 2: Section 5 of Local Law #5 of 2021 be and hereby is amended to read as follows:

“The moratorium imposed by this Local Law shall be in effect until December 8, 2022. This moratorium may be extended, or rescinded or removed, by local law.

During the period of this moratorium the Town shall endeavor to:

1. Research the impact of New York State’s Real Property Law §487, investigate what options are available to the Town to enhance its revenues from such developments through the use of tax levies, payment-in-lieu-of-taxes agreements, host community agreements or any other means available by law and recommend changes to the Solar Law to address such issues, and
2. Make recommended changes to the Solar Law to address ambiguities in the Solar Law regarding the administration and oversight of decommissioning of Large-Scale Energy Systems.”

SECTION 3: Except as extended and amended hereby, the balance of Local Law #5 of 2021 remains in force and effect as originally enacted.

SECTION 4: If any portion this Local Law, or the application thereof to any person, entity, or circumstance, shall be determined by any court or tribunal of competent jurisdiction to be invalid or unenforceable, such determination shall be confined in its operation to the invalid part hereof, or in its application to such person, entity, or circumstance as is directly involved in the controversy in which such determination shall have been rendered, and the remainder of this Local Law shall not be impaired thereby and such determination shall not be deemed or construed to apply to other persons, entities, or circumstances.

SECTION 5: This Local Law shall take effect immediately.