

TOWN OF DRYDEN
TOWN BOARD RESOLUTION NO. _____ OF 2017
Thursday, December 14, 2017

A Resolution Adopting Local Law No. _____ of 2017 to Amend Town of Dryden Zoning Law Provisions Regarding Setbacks and Application Deposits for Solar Energy Systems

WHEREAS, the Town has the authority to adopt the local law referred to above (hereafter “the Local Law”) pursuant to Article 9, §1 of the New York State Constitution and §10 of the New York State Municipal Home Rule Law, among other things; and

WHEREAS, the Town of Dryden Zoning Law currently requires a 50 foot setback for ground-mounted large-scale solar energy systems, and a 1% initial deposit for solar energy facilities applications; and

WHEREAS, reducing this setback for certain lot lines where ground-mounted large-scale solar energy systems are also located across the line provides flexibility to reduce visual impacts in certain situations, and revisions to the initial deposit requirement continue to assure adequate funds for application review, and

WHEREAS, the Local Law was drafted by the Planning Department, with input and advice of the Attorney for the Town, and was reviewed by the Planning and Conservation Boards; and

WHEREAS, at its meeting on November 16, 2017, the Town Board of the Town of Dryden reviewed and discussed the proposed local law and called for a public hearing to be held by said Town Board on December 14, 2017 at 7:05 p.m. to hear all interested parties on the Local Law; and

WHEREAS, notice of said public hearing was duly advertised in the Ithaca Journal, and

WHEREAS, said public hearing was duly held on said date and time at the Town Hall of the Town of Dryden and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed local law, or any part thereof, and

WHEREAS, the Town Board is treating adoption of the proposed local law as a Type I action pursuant to the New York State Environmental Quality Review Act (“SEQRA”) and its implementing regulations at 6 NYCRR Part 617, for which the Town Board of the Town of Dryden, acting as lead agency in an environmental review with respect to the adoption of this local law, made a negative determination of environmental significance on December 14, 2017, after having reviewed and accepted as adequate a Full Environmental Assessment Form Parts 1, 2 and 3 prepared by the Town’s Planning staff; and

WHEREAS, the Town Board finds that adoption of this local law is consistent with the Town’s Comprehensive Plan, which supports large scale solar installations in the Town where their impacts are mitigated through siting and buffering; and

WHEREAS, the Tompkins County Department of Planning reviewed the proposed local law pursuant to sections 239-l and 239-m of the New York General Municipal Law and issued a letter determination dated November 29, 2017, and determined that this action has no negative inter-community, or county-wide impacts, and

Now, therefore, be it

RESOLVED, that the Town Board of the Town of Dryden hereby adopts Local Law ___ of 2017 entitled “A Local Law to Amend Town of Dryden Zoning Law Provisions Regarding Setbacks and Application Deposits for Solar Energy Systems”, and it is further

RESOLVED, that the Town Clerk is hereby authorized and directed to file said local law with the Secretary of State as required by law.

Moved:

Seconded:

Vote: