

NOTICE OF PUBLIC HEARING ON PROPOSED LOCAL LAW TO ESTABLISH A SIX MONTH MORATORIUM ON INSTALLATION OF STAND ALONE SOLAR APPARATUS

**TOWN OF BALLSTON
NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Ballston on January 31, 2012 at 7:00 pm at the Town Hall regarding the adoption of Local Law No.1 of the Town of Ballston for the year 2012 which is proposed to establish a six month moratorium on the installation, establishment, placement, erection, construction, enlargement of stand alone solar apparatus in the Town of Ballston in order for the Town Board of the Town of Ballston to study the impacts uncontrolled installation that these structures have on the Town of Ballston.

Copies of said proposed Local Law are available for review at Town Clerk's office located at 323 Charlton Road, Ballston Spa, NY 12020.

By order of the Town Board of the Town of Ballston Dated January 3, 2012.

Carol Shemo
Town of Ballston Town Clerk
PO Box 67, Burnt Hills, NY 12027

A Local Law Imposing a Six Month Moratorium on Installation and or Construction of Stand Alone Solar Systems

Be it enacted by the Town Board of the Town of Ballston as follows:

Section 1. Title

This Local Law shall be referred to as the "Local Law Imposing a Six Month Moratorium on Placement of Stand Alone Solar Apparatus."

Section 2. Purpose and Intent

Pursuant to the statutory powers vested in the Town Board of the Town of Ballston to regulate and control land use and to protect the health, safety and welfare of its residents, the Town Board of the Town of Ballston hereby declares a six month moratorium on the erection, construction, placement, enlargement, installation and establishment of all types of stand alone solar apparatus in the Town of Ballston.

The Town Board wishes to study the impact on the Town of Ballston of stand alone solar apparatus as it is clear that there is a potential impact on the Town of uncontrolled installation of solar apparatus that is not connected to a building. With the competing interests involved in the development and generation of alternative sources of energy indicates that full and complete consideration of the issue is in order before implementation, if any, of new zoning regulations is undertaken by the Town of Ballston.

The integration of stand alone apparatus in residential and largely agricultural parts of the Town and in the Commercial parts of the Town emphasizes the need for consideration of such installations within the context of current uses and zoning.

The Governing Body of the Town of Ballston desires to address, in a careful manner, the establishment, placement, construction, enlargement and erection of stand alone solar apparatus on a comprehensive Town wide basis, rather than on an ad hoc basis, and to adopt Land Use Local Law provisions to specifically regulate same.

Section 3. Definition.

A stand alone solar installation shall mean the installation of, enlargement of, placement of, erection of, establishment or, construction of any structure that is separate from an existing building's footprint on any parcel within the Town and shall include, but not be limited to solar panels that generate heat, that generate hot water or that generate electricity.