

Draft Resolutions for the 1/20/2011 Town Board Meeting

1. **Wind Turbine Law:** Whereas the Wind Turbine law of 2011 has been reviewed by the Zoning Revision committee, the Conservation Advisory Council, the Ancram Town Board, the County Planning Board, and the public via a public hearing, and whereas the Ancram Town Board has conducted a long form SEQRA assessment of the impact of this law and made a negative declaration, therefore it is resolved that the Wind Turbine Law of 2011 is adopted pursuant to the detailed resolution below:

RESOLUTION OF THE TOWN BOARD FOR THE Town of Ancram

In the Matter of the Adoption of the Town of Ancram Non-Commercial Wind Power Facilities Law

WHEREAS, the Town of Ancram adopted a Comprehensive Plan, which is a statutorily recognized instrument under Town Law §272-a for the immediate and long-range protection, enhancement, growth and development in a Town; and

WHEREAS, The Town of Ancram Comprehensive Plan encouraged use of alternative energy sources in a manner that also protects the environment and character of the Town; and

WHEREAS, the Town of Ancram Town Board identified that a local law was needed to properly review and site non-commercial wind power facilities in order to protect the environment and enhance the health, safety and welfare of the community and residents; and

WHEREAS, the Town of Ancram Zoning Review Committee prepared a draft law in accordance with the adopted Town of Ancram Comprehensive Plan with the assistance of a professional planner and attorney; and

WHEREAS, the Town Board has reviewed the draft Non-Commercial Wind Power Facilities Law and conducted a public hearing thereon; and

WHEREAS, the Town Board of the Town of Ancram has caused to be prepared a Long Environmental Assessment Form (EAF) pursuant to the mandates of the State Environmental Quality Review Act (ECL Article 8 and 6 NYCRR Part 617); and

WHEREAS, the Town Board has duly considered the contents of the EAF and completed Parts 2 thereof; and

WHEREAS, the Town Board has identified the relevant areas of environmental inquiry and taken a hard look at them; and

WHEREAS, the Town Board has issued a negative declaration under SEQRA thereby complying with the mandates of the State Environmental Quality Review Act; and

WHEREAS, the Town Board has completed requirements of NYS General Municipal Law 239-m by forwarding a copy of the draft plan to the Columbia County Planning Department and waiting 30 days for their response;

**NOW THEREFORE, BE IT RESOLVED AS FOLLOWS BY THE
TOWN BOARD OF ANCRAM, COLUMBIA COUNTY, NEW YORK:**

THAT THE Town Board of the Town of Ancram hereby adopts Local Law # ____ of 2011, herein referred to as the Town of Ancram Non-Commercial Wind Power Facilities Law; and

THAT THE Town Board shall file such local law along with a certified local law filling form according to requirements of and with the New York State Department of State.

Motion Made by:

Motion Seconded by:

Vote:

____ **Yea**

____ **No**