

BE IT ORDAINED AND ENACTED ON FEBRUARY 8, 2023 BY THE TOWN OF CICERO, COUNTY OF ONONDAGA, STATE OF NEW YORK, AS FOLLOWS:

LOCAL LAW FILING – Town of Cicero

Local Law No. 3 of the year 2023

A local law adopting a resolution that the Town Board approves local law amendments to Chapter 210 (see below) of the Town Code regarding the establishment of a new zoning district for certain types of solar arrays as proposed by adopting Local Law 3 of 2023 as drafted and submitted. This Local Law shall become effective upon filing with the NY Secretary of State.

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

I. Local Law 3 of 2023 – Approves amendments to Chapter 210 (see below) of the Town Code regarding the establishment of a new zoning district for certain types of solar arrays is added hereby:

Motion was made by Councilor Karp.

Move for the adoption of a resolution that the Town Board approves local law amendments to Chapter 210 (see below) of the Town Code regarding the establishment of a new zoning district for certain types of solar arrays. To be known as Local Law #3 of 2023.

LOCAL LAW ___ OF THE YEAR 2023

A LOCAL LAW OF THE TOWN OF CICERO to amend Chapter 210 of the Town Code, in relation to zoning regulations and enforcement.

Be it enacted by the Town Board of Cicero:

SECTION 1. Statutory Authority

This Local Law is adopted pursuant to §10 of the Municipal Home Rule Law.

SECTION 2. Legislative Intent

This Local Law is intended to modify Chapter 210 of the Town Code to create a new zoning district for certain types of solar arrays and prohibit their placement in certain zones.

SECTION 3. Chapter 210 of the Town Code is hereby amended:

By striking the first sentence of §210-22 and replacing it with the following: "Notwithstanding any other provision of Town Code, the following uses are prohibited in all districts except as specifically set forth herein or as specifically allowed in a Planned Unit Development District established for that use."

By adding a new subsection, (I), to §210-22 with the following text: "Tier 3 solar energy systems as defined in §208-3 in districts other than Commercial Solar."

By adding a new subsection, (H), to §210-12 with the following text:

H. Commercial Solar District

- (1) Statement of intent. The Commercial Solar District is designed to provide for Tier 3 solar energy systems as defined in §208-3 of Town Code.
- (2) Allowable uses. The only permitted use in a Commercial Solar District is the installation, maintenance, and operation of Tier 3 solar energy systems.
- (3) Bulk regulations. The bulk regulations for the district are set forth in Article V below.
- (4) Supplemental regulations. Supplemental regulations, such as signage, parking, screening, and the like, are set forth in Article VI below.

By adding a new set of bulk regulations to §210-16(C) as follows:

District	Minimum Lot Area	Minimum Building Line (feet)	Minimum Lot Depth (feet)	Minimum Yards (feet)			Maximum Building		
				Front	Rear	Side	Coverage	Size (sq. ft.)	Height (feet)
Commercial Solar	NA	100	200	100	100	100	75%	None	15

By inserting the following text after "GCP" in §210-5: ", CS,".

SECTION 4. Severability

The provisions of this Local Law are severable and if any provision, clause, sentence, subsection, word, or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this Local Law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this Local Law would have been adopted if such illegal, invalid, or unconstitutional provision, clause, sentence, subsection, word, or part had not been included therein, and as if such person or circumstance, to which the Local Law or part thereof is held inapplicable, had been specifically exempt therefrom.

SECTION 5. Effective Date

This Local Law shall take effect immediately upon filing with the New York State Secretary of State pursuant to §27 of the Municipal Home Rule Law.

II. Effective Date

This Local Law shall take effect upon filing with the Secretary of State.

TOWN OF CICERO
PLEASE TAKE NOTICE that the Town of Cicero Town Board will be holding a public hearing on February 8, 2023, at 6:30 p.m. at 8236 Brewerton Rd. to consider local law amendments to Chapter 210 of the Town Code regarding the establishment of a new zoning district for certain types of solar arrays.
SR-305035

Dated: February 1, 2023
TOWN BOARD TOWN OF CICERO
COUNTY OF ONONDAGA, NEW YORK

Tracy Cosilmon
Cicero Town Clerk