

ORDINANCE NUMBER 751

AN ORDINANCE PLACING A MORATORIUM ON ISSUING ANY
SOLAR FARM PERMITS

WHEREAS, Section 7 of Article VII of the 1970 Constitution of the State of Illinois provides that a municipality that is not a home rule unit shall only have the powers granted to them by law and as such the Village of Granville ("Village"), Putnam County, Illinois being a non-home rule unit pursuant to the provisions of said Section 7 of Article VII, and may exercise only the powers expressly granted by law; and

WHEREAS, the Illinois General Assembly granted non-home rule municipalities broad authority to "pass all ordinances and make all rules and regulations proper or necessary, to carry into effect the powers granted to municipalities." 65 ILCS 5/1-2-1; and

WHEREAS, the Village of Granville ("Village") has over four years has issued one (1) special use permit for a zoning variation for a solar farm; and

WHEREAS, the Village is authorized to extend said moratorium indefinitely as has been deemed necessary for the protection of the citizens of the Village of Resident for health and safety provisions; and

WHEREAS, it has been determined by the Corporate Authorities of the Village of Granville that it is in the best interest of the Village and its residents to place a moratorium on issuance of variances for Utility Solar Energy Systems ("USES" commonly known as solar farms, particularly Ordinance Number 704, passed on November 5, 2018,; and BE IT
ORDAINED BY THE VILLAGE PRESIDENT AND VILLAGE COUNCIL OF THE VILLAGE OF
GRANVILLE, ILLINOIS:

SECTION ONE: That the Village hereby incorporates all of the recitals above into this Ordinance as if fully set forth herein.

SECTION TWO: That the Corporate Authorities of the Village of Granville hereby declare that a moratorium shall be placed on issuance of any variance or special use permits for the purpose of indefinitely, and that said moratorium shall be implemented to determine safety and other relevant concerns related to USES technology as it relates to the health and safety of the citizens of the Village of Granville.

SECTION THREE: The Village is authorized to issue the moratorium USES permits, should it be deemed necessary.

SECTION FOUR: If any provision of this Ordinance or application thereof to any person or circumstance is ruled unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid application or provision, and each invalid provision or invalid application of this Ordinance is severable.

SECTION FIVE: Where the conditions imposed by any provisions of this Ordinance are more restrictive than comparable provisions imposed elsewhere in any other local law, ordinance, resolution, rule or regulation, the regulations of this Ordinance will govern.

SECTION SIX: The Village Clerk shall publish this Ordinance in pamphlet form.

SECTION SEVEN: This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

PRESENTED, PASSED and ADOPTED at a regular meeting of the Village Board of Trustees of the Village of Granville, Putnam County, Illinois, held on the 17th day of January, 2023, with

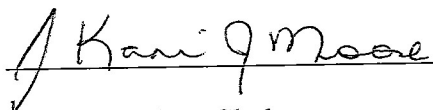
5 Trustees voting aye, 0 Trustees voting nay, 1 Trustees absent, 0

Trustees passing, and the Village President voting NOT, which meeting was held on the 17th day of January, 2023.



Jared Baker – Village President

(CORPORATE SEAL)

Attest: 

Kari J. Moore – Village Clerk