

# Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County  City  Town  Village  
(Select one:)

of Glenville

Local Law No. 5 of the year 2024

A local law Amendment to the Glenville Town Code Chapter 270 with Respect to Solar Energy  
(Insert Title)  
to Modify Certain Definitions and to Conform Approval Standards to the Standards  
on Solar Energy Farm Overlay Districts.

Be it enacted by the Glenville Town Board of the  
(Name of Legislative Body)

County  City  Town  Village  
(Select one:)

of Glenville as follows:

(If additional space is needed, attach pages the same size as this sheet, and number each.)

TOWN OF GLENVILLE  
LOCAL LAW NO. 5 OF 2024

AMENDMENT TO GLENVILLE TOWN CODE  
CHAPTER 270 WITH RESPECT TO SOLAR ENERGY  
TO MODIFY CERTAIN DEFINITIONS AND  
TO CONFORM APPROVAL STANDARDS  
TO THE STANDARDS IN  
SOLAR ENERGY FARM OVERLAY DISTRICTS

Section 1. The Town Board of the Town of Glenville finds that it is beneficial to the health and safety of the public to regulate Solar Energy projects in the Town. On December 6, 2017, the Town adopted Local Law No. 12-2017 to add Article XXII to the Town of Glenville Town Code (“Town Code”). The Town Board periodically reviews provisions of the Town Code, and amends provisions of the Town Code as it deems necessary and beneficial to the residents of the Town. The Town Board has determined that certain technical amendments to Chapter 270 of the Town Code are necessary in order to clarify certain provisions and definitions, and to provide for consistency in wording. To accomplish these purposes, the Town Board hereby amends Chapter 270 of the Glenville Town Code.

Section 2. Chapter 270, Article XXII of the Town Code is hereby amended follows:

- A. **§270-163. Definitions.** is hereby amended to change the definition of Large-Scale Solar Energy System in its entirety to:

**LARGE-SCALE SOLAR ENERGY SYSTEM**

A solar energy system that is ground-mounted and produces energy for the purposes of off-site sale or consumption. As used in Chapter 270, including Article V, §270 – 24.1D. Solar Energy Farm Overlay District, the terms “solar energy farms” or “Solar farms” mean Large-Scale Solar Energy System.

- B. **§270-166. Approval standards for large-scale solar systems as conditional uses.** is hereby deleted in its entirety and replaced with the following:

**§270-166. Approval standards for Large-Scale Solar Energy Systems.**

A. The approval standards for Large-Scale Solar Energy Systems are governed by and are set forth in, Chapter 270, Article V, §270 – 24.1D(3) through (12) of the Town Code, as may be amended. All Large-Scale Solar Energy Systems must comply with all requirements Chapter 270, Article V, §270 – 24.1D(3) through (12) of the Town Code whether the proposed or existing Large-Scale Solar Energy System will be, or is, located in a Solar Energy Farm Overlay District.

- C. **§270-167. Abandonment and decommissioning.** is hereby deleted because abandonment and decommissioning are governed by provisions set forth in Town Code Chapter 270, Article V, §270 – 24.1D.
- D. **§270-168. Penalties for offenses.** is hereby deleted because penalties for offenses are governed by provisions set forth in Town Code Chapter 270, Article V, §270 – 24.1D.
- E. **§270-169. Severability.** is hereby renumbered as **§270-167.**

Section 3. Chapter 270, Article V of the Town Code is hereby amended follows:

- A. **§270-19.1D.(6)** is hereby deleted.
- B. **§270-20C.(7)** is hereby deleted.
- C. **§270-23D.(2)** is hereby deleted.
- D. **§270-24D.** is hereby deleted, and **§270-24E.** is redesignated as **§270-24D.**

Section 4. The provisions of this local law are declared to be severable, and if any section, subsection, sentence, clause or part thereof is, for any reason, held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of any remaining sections, subsections, clauses or part of this local law.

Section 5. This Local Law shall take effect immediately upon filing with the New York Secretary of State.

Sponsored by: Christopher A. Koetzle, Town Supervisor  
Submitted by: Jeffrey A. Siegel, Attorney to the Town

**RESOLUTION NO. 98-2024**

**Moved by: Councilman Kirkham**  
**Seconded by: Councilman Ramotar**

**WHEREAS**, the Town regularly reviews Chapter 270 of the Town of Glenville Town Code ("Town Code") in order to confirm that the Town Code continues to address changing and evolving community needs, plans, and goals; and

**WHEREAS**, the Town has determined that it is in the best interests of the Town to amend various provisions of Chapter 270 with respect to solar energy to modify certain definitions and to conform approval standards to the standards in Solar Farm Overlay Districts; and

**WHEREAS**, proposed Local Law No. 5 of 2024 titled "Amendment to Glenville Town Code Chapter 270 With Respect to Solar Energy to Modify Certain Definitions and to Conform Approval Standards to the Standards in Solar Farm Overlay Districts" has been made available for public inspection; and

**WHEREAS**, the Town Board published notice of a public hearing in the Daily Gazette on April 7, 2024, and held a public hearing pursuant to the notice on April 17, 2024 at 7:00 p.m. at the Town of Glenville Municipal Center, 18 Glenridge Road, Glenville, New York 12302, and accepted comments and input from the public; and

**NOW, THEREFORE BE IT RESOLVED** that, after due deliberation, Local Law No. 5 of 2024 is hereby adopted.

**Ayes: Councilmen Ramotar, Gillooley, Aragosa, Kirkham and Supervisor Koetzle.**

**Noes: None**

**Absent: None**

**Abstention: None**

**Motion Carried**

Town Board decision on April 17, 2024

This is a certified copy of the original document filed in the Office of the Town Clerk of the Town of Glenville, New York.

*Julie A. Siegel* 5/2/2024  
Town Clerk Date

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

**1. (Final adoption by local legislative body only.)**

I hereby certify that the local law annexed hereto, designated as local law No. 5 of 2024 of the ~~(County)(City)(Town)(Village)~~ of Glenville was duly passed by the Glenville Town Board on April 17 2024, in accordance with the applicable provisions of law.  
*(Name of Legislative Body)*

**2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer\*.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted *(Elective Chief Executive Officer\*)* on \_\_\_\_\_ 20    , in accordance with the applicable provisions of law.

**3. (Final adoption by referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. *(Elective Chief Executive Officer\*)*

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.

**4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. Such local *(Elective Chief Executive Officer\*)* law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.

\* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

**5. (City local law concerning Charter revision proposed by petition.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on \_\_\_\_\_ 20\_\_\_\_, became operative.

**6. (County local law concerning adoption of Charter.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the County of \_\_\_\_\_ State of New York, having been submitted to the electors at the General Election of November \_\_\_\_\_ 20\_\_\_\_, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

**(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)**

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1\_\_\_\_ above.

*Julie Danenfort* - <sup>Town</sup> clerk  
Clerk of the county legislative body, City, Town or Village Clerk or  
officer designated by local legislative body

Date: 5/2/2024

(Seal)