



# TOWN OF WINSLOW, MAINE

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114 Benton Avenue  
Winslow, ME 04901

Public Hearing: April 11, 2022

**TOWN COUNCIL**

**ORDINANCE NO. 10-2022**

**AN ORDINANCE**

Providing for: An Amendment to Chapter 14, Appendix C, Decommissioning Plan, adding reference to Solar in paragraphs 2 through 4 by deleting the ~~strikethrough~~ text and adding the underlined text in the attached document.

**BE IT ORDAINED** by the Town Council of the Town of Winslow, as follows:

**WHEREAS**, the first paragraph of Appendix C references both Large Scale Principal Solar Energy Systems; and

**WHEREAS**, the ensuing sections of Appendix C only reference Wind Energy Systems; now, therefore

**BE IT ORDAINED** by the Town Council that Chapter 14, Appendix C, Decommissioning Plan be amended by adding reference to Solar in paragraphs 2 through 4 by deleting the ~~strikethrough~~ text and adding the underlined text in the attached document.

**SPONSORED BY:** Administration

**IN THE TOWN COUNCIL**

April 11, 2022

First Reading 7 0  
accepted rejected

May 9, 2022

Second Reading 7 0  
adopted rejected

Lisa Bicknell  
Town Clerk

APPROVED: May 9, 2022

CHAIRMAN: [Signature]  
Ray Carr  
Joseph Gravel  
Jerry Linton

[Signature]  
[Signature]  
[Signature]

## ZONING

### 14 Attachment 3

#### Town of Winslow

#### Appendix C Decommissioning Plan

Pursuant to § 14-12, the Applicant shall provide a plan for decommissioning Large Scale Principal Solar Energy Systems, and a Type 2 or Type 3 Wind Energy Facility. The decommissioning plan shall include, but shall not be limited to the following:

1. A description of the trigger for implementing the decommissioning plan. There is a rebuttable presumption that decommissioning is required if no electricity is generated for a continuous period of 12 months. The Applicant may rebut the presumption by providing evidence, such as a force majeure event that interrupts the generation of electricity, that although the project has not generated electricity for a continuous period of 12 months, the project has not been abandoned and should not be decommissioned.
2. A description of the work required to physically remove all Solar Panels or Wind Turbines, associated foundations to a depth of 24 inches, buildings, cabling, electrical components, and any other Associated Facilities to the extent they are not otherwise in or proposed to be placed into productive use. All earth disturbed during decommissioning must be graded and re-seeded, unless the landowner of the affected land requests otherwise in writing.

[Note: At the time of decommissioning, the Applicant may provide evidence of plans for continued beneficial use of any or all of the components of the Solar or Wind Energy Facility. Any changes to the approved decommissioning plan shall be subject to review and approval by the Code Enforcement Officer.]

3. An estimate of the total cost of decommissioning less salvage value of the equipment and itemization of the estimated major expenses, including the projected costs of measures taken to minimize or prevent adverse effects on the environment during implementation of the decommissioning plan. The itemization of major costs may include, but is not limited to, the cost of the following activities: solar panel removal, turbine removal, ~~turbine~~ foundation removal and permanent stabilization, building removal and permanent stabilization, transmission corridor removal and permanent stabilization and road infrastructure removal and permanent stabilization.
4. Demonstration in the form of a performance bond, surety bond, letter of credit, parental guarantee or other form of financial assurance as may be acceptable to the Planning Board that upon the end of the useful life of the Solar or Wind Energy Facility the Applicant will have the necessary financial assurance in place for 100% of the total cost of decommissioning, less salvage value. The Applicant may propose securing the necessary financial assurance in phases, as long as the total required financial assurance is in place a minimum of five years prior to the expected end of the useful life of the Solar or Wind Energy Facility.