

PLEASE TAKE NOTICE that the Town Board of the Town of Byron will hold a series of Public Hearings regarding the adoption of a Local Law to amend the Zoning Law of the Town of Byron to regulate the installation of Solar Panels or any devices designed to convert Solar Energy to electricity.

The Hearings will be held on October 27 and 28 and November 17 and 18, 2020, at the South Byron Fire Hall on Route 237 in the Town of Byron. Attendance at each meeting will be limited to a total occupancy in the South Byron Fire Hall to fifty (50) persons. Residents of the Town of Byron wishing to attend the Hearing will be required to sign a request form which is available at the Lobby of the Town Clerk's Office, 7028 Byron Holley Road. Only persons signing the request form will be permitted to attend a hearing.

The first forty (40) members of the public to sign the request form will be permitted to attend the Hearing to be held on October 27, 2020. The second forty (40) members of the public who sign up will be permitted to attend the meeting to be held October 28, 2020, and should more than eighty (80) members of the public sign up to be heard, they will be permitted to attend the meeting of November 17, 2020, and if more than one hundred twenty (120) members of the public sign up they will be permitted to attend the meeting on November 18, 2020.

Should less than eighty (80) members of the public sign up to be heard, the Town Board reserves the right to cancel any meeting for which there are to be no attendees. Members of the public will not be permitted to sign up for the hearings scheduled in November unless and until more than 80 persons sign up for the Hearings to be held in October. No member of the public shall be permitted to attend any Hearing more than once.

ALL PERSONS ATTENDING THE PUBLIC HEARING ARE REQUIRED TO OBSERVE SOCIAL DISTANCING AND TO WEAR MASKS COVERING THEIR NOSES AND MOUNTHS OR WEAR A FACE SHEILD COVERING THEIR ENTIRE FACE.

Each of the Hearings will be available by video conferencing via Zoom.

Copies of the proposed Local Law are available at the Town Clerk's Office during her regular business hours and on the Town of Byron website at www.byronny.com.

Dated: October 14, 2020

By Order of the Town Board

Town of Byron

Debra Buck-Leaton, Town Clerk

Josh Kent, Town Councilman reviewed the Town of Byron Local Law #XX of 2020: A Local Law to Repeal and Replace Section 11.15 of the Zoning Law of the Town of Byron Relating to Solar Energy Systems (attached hereto).

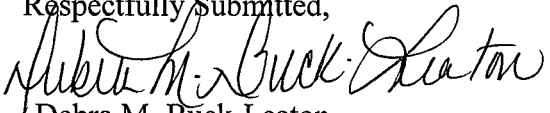
1. Page 6-7 Applicability (iii) – remove whole section
2. Section 1.02. Statement of Purpose and Legislative Intent (b)(i-xi) – the order does not suggest the importance, but the Town Board will review this section.

3. Page 16, Appendix 1 there is a typo in item 3 -- it should say Tier 3 and Tier 4.
4. Tier 1: Solar panels attached to a building. No changes from what's in law now, there's already a level of oversight.
Tier 2: Personal use, free standing solar panels
Tier 3: Larger than Tier 1 and 2, encompasses 15 acres or less
Tier 4: Larger than Tier 1 and 2 encompasses more than 15 acres
5. Section 1.02(B)(i): The Town Board does not know if there's going to be a decrease in the cost of electricity, this is objective not a requirement.
6. There is no mention of megawatts because they went with acreage instead of megawatts just in case technology improves.
7. Page 9(vi): Removal of trees -- to keep from clear cutting forests.
8. Letter of Credit is issued by bank because it's easier to access by the Town than a bond.
9. Page 9 (ii) Vehicular Paths: Concern whether there will be piles of topsoil or if it will be graded back into the field or made into berms -- the Town Board will look into some further language regarding this. Page 13 discusses berms. According to George Squires a state permit would be required.

Town Attorney Paul Boylan: The Town Board can either approve the Solar as is or they can make changes and hold another Public Hearing.

Supervisor Yasses: The Town Board will discuss what they'd like to do at the November 11, 2020 Town Board meeting.

Respectfully Submitted,


Debra M. Buck-Leaton
Byron Town Clerk