Town of
French Creek
Clymer, NY 14724

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Town Supervisor: David White
Town Clerk: Debbra Albright
Highway Superintendent: Brian Malecki

Councilman: Norvel Willink
Councilman: Wayne Emory
Councilman: David McCray
Councilman: *ColeGleason*

Local Law #2/ 2025

A LOCAL LAW ENACTING A MORATORIUM ON WIND ENERGY CONVERSION SYSTEMS

Section 1. Enactment and Title,

The Town of the Town of French Creek does hereby enact the Town of French Creek Moratorium on Wind Energy Conversion System Law. This Law shall impose a moratorium on applications or proceedings for applications for, the review of applications for, or the issuance of approvals or permits for the construction of any Wind Energy Conversion System within the Town of French Creek for one year. The Town Board believes that review and modification of the Town's Local Laws are required.

The capitalized terms in the foregoing sentence, and as used throughout this local law, shall have the following meanings ascribed to them:

Wind Energy Conversion System - A system of components which converts the kinetic energy of the wind into electrical or mechanical power and which comprises all necessary components, including energy storage, power conditioning, control systems, transmission systems (where appropriate) and structural support system, to provide electricity or mechanical power for agricultural, residential, commercial, industrial, utility or governmental use.

Section 2. Authorization, Purpose and Intent

Pursuant to the authority and provisions of the New York State Constitution, and Section 10 of the Municipal Home Rule Law, and the statutory powers vested in the Town of French Creek to regulate nad control land use and to protect the health, safety, and welfare of its residents, the Town Board of the Town of French Creek hereby declares a moratorium on applications or proceedings for applications for, the review of applications, or the issuance of approvals or permits for the construction of Wind Conversion Systems within the Town of French Creek, lasting through **December 31, 2026**

This moratorium will allow time for Town officials to review, clarify, amend, and update the Town's Regulations for wind energy conversion systems, particularly with regard to where such development may be located in the Town. Additionally, this moratorium will allow the Town to adopt such other regulations as may be necessary to promote and preserve the health, safety and welfare of the Town of French Creek and its citizens.

Section 3. Scope of Controls

During the effective period of this Local Law:

A. Neither the Town Board, Code Enforcement Officer shall conduct any review or consider or grant any special permit or other approval that will result in the approval, establishment or construction of any Wind Energy Conversion System within the Town.
B. To the extent permitted by law, this moratorium shall supersede all relevant provisions of the New York State Town Law, the New York State Building Code, any relevant Town local law and any other applicable law, rule