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Draft Proposed Resolution
Version: April 24, 2026

TOWN OF HOMER
TOWN BOARD RESOLUTION
RESOLUTION NO. ___ OF 2026

A RESOLUTION EXTENDING LOCAL LAW NO. 3 OF 2025, A MORATORIUM ON CERTAIN SOLAR ENERGY PRODUCTION AND STORAGE USES IN THE TOWN OF HOMER

WHEREAS, the Town Board of the Town of Homer adopted Local Law No. 3 of 2025, entitled "A Local Law Adopting a Moratorium on Certain Solar Energy Production and Storage Uses in the Town of Homer" (the "Moratorium Law"), which imposed a six (6) month moratorium on the processing and approval of applications for major solar energy systems and certain battery energy storage systems; and

WHEREAS, the Moratorium Law was enacted pursuant to the Town's authority under the New York State Constitution and Municipal Home Rule Law §10 to protect the public health, safety, and welfare and to allow the Town time to study and consider appropriate land use regulations; and

WHEREAS, the Moratorium Law is scheduled to expire on May 21, 2026; and

WHEREAS, the Town Board has undertaken a review of the Town's zoning regulations as they relate to solar energy systems and battery energy storage systems, including consultation with legal counsel, review of model laws and guidance, and coordination with Cortland County Planning on the development of a proposed uniform solar law; and

WHEREAS, the Town Board finds that additional time is necessary to complete its review, analysis, and drafting of appropriate zoning amendments addressing, among other things:

- appropriate siting and dimensional standards;
- setbacks, screening, and buffering requirements;
- potential impacts on agricultural lands and community character;
- fire safety and emergency response considerations associated with battery energy storage systems;
- decommissioning and site restoration requirements; and
- compatibility with existing land uses and infrastructure; and

WHEREAS, the Town Board further finds that, absent an extension of the Moratorium Law, there exists a risk that applications for such uses may be submitted and approved under regulations that the Town Board has already determined to be incomplete or inadequate, thereby potentially resulting in land use patterns inconsistent with the Town's planning objectives and causing adverse impacts to the community; and

WHEREAS, the Town Board finds that the extension of the moratorium is a reasonable and necessary measure to maintain the status quo while the Town completes its review and adopts appropriate regulations; and

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WHEREAS, the Town Board has determined that the extension of the moratorium constitutes a Type II action under the State Environmental Quality Review Act ("SEQRA") pursuant to 6 NYCRR §617.5(c), and therefore no further environmental review is required;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Homer hereby extends the moratorium established by Local Law No. 3 of 2025 for an additional period of six (6) months from its current expiration date; and

BE IT FURTHER RESOLVED, that during the extended moratorium period, the prohibitions and provisions set forth in Local Law No. 3 of 2025 shall remain in full force and effect; and

BE IT FURTHER RESOLVED, that the extended moratorium shall not impact or apply to projects for which an application was pending at the time of the adoption of Local Law No. 3 of 2025; and

BE IT FURTHER RESOLVED, that the Town Board shall continue its review and consideration of amendments to the Town of Homer Zoning Law relating to solar energy systems and battery energy storage systems, and shall endeavor to complete such review within the period of the extended moratorium; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

DULY ADOPTED by the Town Board of the Town of Homer on May 13, 2026, upon a motion by _____, seconded by _____, and upon roll call vote as follows:

COUNCIL MEMBER VOTE:	AYE	NAY
Michael Park, Supervisor		
Caleb Leach, Deputy Supervisor		
Branden Brown		
Sarah Head		
Kevin Williams		

CERTIFICATION

I, Brooke Poli, Town Clerk of the Town of Homer, do hereby certify that the foregoing is a true and correct copy of a resolution duly adopted by the Town Board of the Town of Homer on the date set forth above.

Brooke Poli
Town Clerk