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PUBLIC HEARING OF THE TOWN BOARD TOWN OF DUNKIRK
December 21, 2021
(Local Law for Battery Storage)

The Town Board of the Town of Dunkirk held a public hearing at 6:25 p.m. on Wednesday December 21, 2021 at the Town Hall, 4737 Willow Road, Town of Dunkirk, New York with Supervisor Richard A. Purol presiding.

PRESENT:

Supervisor Richard A. Purol
Councilman Robert Penharlow
Councilman Pagan
Councilman Walldorff
Councilman G. Jay Bishop (via zoom)

OTHERS PRESENT: Town Clerk, Rebecca Yacklon, Attorney Jeffrey Passafaro, Deputy Town Clerk, Kyle Coughlin, Nathan Rizzo, Solar Liberty, Larry Ball, Dan Leary, Our Generation, (via zoom) Riley Rising, Seaboard Solar, (via zoom) Elie Schecter, Our Generation, (via zoom).

Supervisor Purol stated the purpose of the Public Hearing was to adopt a Local Law for Battery Storage in the Town of Dunkirk.

The Town Clerk, Rebecca Yacklon published the Public Hearing Notice on Friday, December 10, 2021 and read as follows:

TOWN OF DUNKIRK
NOTICE OF PUBLIC HEARING
ON PROPOSED LOCAL LAW

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Dunkirk on December 21, 2021 at 6:25 p.m. at the Dunkirk Town Hall, 4737 Willow Road, Dunkirk, New York, regarding the adoption of a proposed local law for the Town of Dunkirk for the year 2021. An Abstract of the Local Law is as follows:

The proposed Local Law will regulate Battery Energy Storage Systems in the Town of Dunkirk. An abstract of this is as follows:

The Law defines Battery Energy Storage Systems; distinguishes between systems with a capacity greater than or less than 600 KWh; incorporates state and federal standards.

The Law designates where such systems are permitted by zoning district.

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Tier 2 systems are permitted only by the issuance of special use permits after a Public Hearing.

The Town Board is designated the permitting Board.

Site plan and decommissioning plan required.

The Town Board shall also consider all matters under the State Environmental Quality Review Act as relates to the proposed local law at the public hearing.

All persons shall be heard in person or in writing and may submit written comments to the Town Clerk prior to the Public Hearing, which will be admitted into the record of the Public Hearing.

Dated: December 1, 2021

By Order of the Town Board
Town of Dunkirk
Rebecca Yacklon, Town Clerk

OPEN COMMENTS

No comments from the audience to report.

Councilman Walldorff made a motion to adopt the proposed Local Battery Energy Storage Law for the Town of Dunkirk for 2021. The motion was seconded by Councilman Pagan and carried.

A motion was made by Councilman Pagan to adjourn the public hearing. The motion was seconded by Councilman Penharlow and carried. (6:28 p.m.)

Respectfully submitted,

Rebecca Yacklon
Town Clerk

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