

Amendment 3 to Council Bill No. 17-2021

BY: David Yungmann

Legislative Day No. 6

Date: April 5, 2021

Amendment No. 3

(This Amendment ensures that ground-mount solar collectors are installed in a way that is harmonious with the purposes of the Agricultural Land Preservation Program.)

1 On page 14, in line 6, after the period, insert "THE OWNER, SO AS TO MAINTAIN THE PURPOSES OF
2 THE AGRICULTURAL LAND PRESERVATION PROGRAM, SHALL:

3 (1) HAVE ESTABLISHED A PRINCIPAL AGRICULTURE USE OR USES APPROVED BY THE
4 DEPARTMENT OF PLANNING AND ZONING ON THE PARCEL BOTH:

5 (I) BEFORE SUBMISSION OF AN APPLICATION FOR A COMMERCIAL SOLAR FACILITY –
6 GROUND MOUNT CONDITIONAL USE; AND

7 (II) CONTINUOUSLY DURING THE TERM OF THE CONDITIONAL USE APPROVAL; AND

8 (2) MAINTAIN AN AGRICULTURAL USE OR USES THROUGHOUT THE AREA OF THE COMMERCIAL
9 SOLAR FACILITY – GROUND MOUNT, SUCH AS POLLINATOR OR NATIVE GRASS HABITATS, GRAZING
10 FOR LIVESTOCK SUCH AS SHEEP, CROP PRODUCTION OR OTHER ALTERNATIVE THAT THE
11 DEPARTMENT AND THE AGRICULTURAL PRESERVATION BOARD FIND HARMONIOUS WITH THE
12 PURPOSES OF THE AGRICULTURAL LAND PRESERVATION PROGRAM, CONTINUOUSLY DURING THE
13 TERM OF THE CONDITIONAL USE APPROVAL.".