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## TOWN OF NEWFANE

2737 Main Street  
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14108  
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716-778-8587

6176 McKee Street  
Newfane, New York  
14108

TDD 1-800-662-1220

### RESOLUTION #7-2025

#### **ADOPTING LOCAL LAW NO. 1-2025 CALLING FOR A TEMPORARY MORATORIUM ON ALL BATTERY STORAGE SYSTEM FACILITIES (BESS)**

**WHEREAS**, the Town of Newfane Town Board is desirous of passing a local law to place a temporary moratorium on all battery energy storage system facilities; and

**WHEREAS**, New York State Law provides that a public hearing must be conducted prior to the passage of such a local law; and

**WHEREAS**, the Town Board of the Town of Newfane duly called and held a public hearing at Newfane Town Hall, 2737 Main Street Newfane, NY 14108, on the 26th day of February, upon the question of the enactment of Local Law No.1 of 2025 of the Town of Newfane, New York, being such a local law; and

**WHEREAS**, the Niagara County Planning Commission approved the passage of such local law on February 24, 2025; and

**WHEREAS**, in accordance with Part 617.5(c).(26), State Environmental Quality Review (SEQR), the adoption of this local law is classified a Type II Action and not subject to environmental review under SEQR.

**NOW, THEREFORE, be it**

**RESOLVED AND ORDAINED**, by the Town Board of the Town of Newfane, that Local Law \_\_\_\_ of 2025 of the Town of Newfane, New York, is hereby enacted as follows (See Attached Exhibit A), and is effective upon its filing with the New York State Department of State.

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Supervisor **John Syracuse**

**AYE** \_\_\_\_\_ **NAY** \_\_\_\_\_

Councilman **Richard Coleman**

**AYE**\_\_\_\_\_ **NAY**\_\_\_\_\_

Councilman **Robert Horanburg**

**AYE**\_\_\_\_\_ **NAY**\_\_\_\_\_

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Councilwoman **Sue Neidlinger**

**AYE**\_\_\_\_\_ **NAY**\_\_\_\_\_

Councilman **Peter Robinson**

**AYE**\_\_\_\_\_ **NAY**\_\_\_\_\_

DATED: MARCH 26, 2025