

ORDINANCE NO. 9748

**AMENDING ROME CITY CODE CHAPTER 80, ARTICLE XIX, SECTION 80-19.11-8
“PERMITTING REQUIREMENTS FOR TIER 3 SOLAR ENERGY SYSTEMS”.**

By Councilor Anderson:

WHEREAS, the Common Council of the City of Rome, New York, adopted Ordinance No. 9563A on January 25, 2023 to amend the Rome Code of Ordinances Chapter 80 to facilitate the establishment and construction of solar energy systems within the City of Rome, or the issuance of any approvals or building permits while still protecting the health, safety and welfare of the citizens of Rome; and

WHEREAS, Linda Fazio, 3rd Ward Councilor for the City of Rome, New York, has recommended that the City of Rome amend the language in 80-19.11-8(a)(ii)(c) to require that the City retain a consultant to review all applications for Tier 3 energy systems; and

WHEREAS, this will greatly assist the City perform technical reviews of complex applications and help protect the interests of the City and its residents; now, therefore

BE IT ORDAINED, that Rome City Code Chapter 80, Article XIX, Section 80-19.11-8(a)(ii)(c) be and is hereby amended as follows:

ii. Review.

- a. Reviewed by the city code enforcement officer and/or city engineer for completeness.
- b. Applicants shall be advised within 15 business days of the completeness of their application or any deficiencies that must be addressed prior to substantive review.
- c. The city, at the expense of the solar energy system applicant, **may** **shall** employ its own consultant(s) to examine the application and related documents and make recommendations as to whether the criteria for granting the permit have been met, including the applicant's conclusions regarding safety analysis, visual analysis, structural integrity and inspection, sound limits, deicing, land use and management, wildlife management, stormwater management and decommissioning plan aspects are valid and supported by generally accepted and reliable engineering and technical data and standards.

d.

Removed language is **[bold and bracketed]**

New language is **bold and underlined**

; and

BE IT FURTHER ORDAINED, that this Ordinance shall take effect immediately upon passage and filing in accordance with applicable law.

Seconded by Councilor Fazio.

By Councilor Mortise:

RESOLVED, that the unanimous consent of this Common Council be, and the same hereby is given to the consideration of Ordinance No. 9748.

Seconded by Councilor Sbaraglia.

AYES: Mortise, Fazio, Smith, Anderson, Dursi, Sbaraglia

NAYS: None

EXCUSED: Sparace

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AYES: Mortise, Fazio, Smith, Anderson, Dursi, Sbaraglia

NAYS: None

EXCUSED: Sparace

ADOPTED: September 25, 2024