

RESOLUTION No. 12-21-21-01
**ESTABLISHING A TEMPORARY MORATORIUM ON THE ISSUANCE OF
CONDITIONAL USE PERMITS FOR UTILITY SCALE SOLAR ENERGY SYSTEMS
WITH CUMULATIVE NAMEPLATE ALTERNATING CURRENT (AC) CAPACITY
GREATER THAN 10 MEGAWATTS (MW)**

WHEREAS, Utility Scale Solar Energy Systems with cumulative nameplate AC capacity greater than 10 MW have the potential to create an excessive burden on the County's infrastructure, and nearby property owners; and

WHEREAS, Utility Scale Solar Energy Systems are conditionally permitted in the A-Agricultural zoning district, pursuant to Section 8:1.28 of the Johnson County Unified Development Ordinance, subject to consideration and action by the Johnson County Zoning Board of Adjustment; and

WHEREAS, the Johnson County Board of Supervisors recognizes that Utility Scale Solar Energy Systems with cumulative nameplate AC capacity greater than 10 MW may affect the character of the surrounding area and the Board desires that all applications for Utility Scale Solar Energy Systems with cumulative nameplate AC capacity greater than 10 MW be considered consistently within the purpose and intent of the Johnson County Unified Development Ordinance so that the most appropriate uses of land are encouraged throughout unincorporated Johnson County; and

WHEREAS, the Johnson County Board of Supervisors desires to explore the possibility of changing the procedural review and approval requirements for Utility Scale Solar Energy Systems with cumulative nameplate AC capacity greater than 10 MW from that of a conditional use permit considered by the Zoning Board of Adjustment to a rezoning request considered and acted upon by the Johnson County Board of Supervisors; and

WHEREAS, changing said procedural review requirements would necessitate amendment of the Unified Development Ordinance to create a new zoning district, and also necessitate amendment of the Johnson County 2018 Comprehensive Plan to provide guidance for considering said zoning district in the context of the Future Land Use Map and Future Land Use Categories;

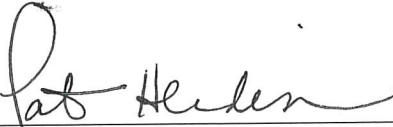
NOW, THEREFORE, BE IT RESOLVED that the Johnson County Board of Supervisors hereby establishes a temporary moratorium on the issuance of any conditional use permit for Utility Scale Solar Energy Systems with cumulative nameplate AC capacity greater than 10 MW, expiring at 11:59 p.m. Central Time on Sunday, June 5, 2022, unless extended by further action of the Board of Supervisors, to allow the above referenced changes to the Johnson County Unified Development Ordinance and Comprehensive Plan concerning Utility Scale Solar Energy Systems with cumulative nameplate AC capacity greater than 10 MW to be duly considered by the Johnson County Planning and Zoning Commission and the Johnson County Board of Supervisors; and

BE IT FURTHER RESOLVED that the Johnson County Board of Supervisors reserves the right to end the moratorium prior to the approved term of the moratorium upon completion of the amendments to the Unified Development Ordinance and Comprehensive Plan and satisfactory resolution of the issues as determined by the Johnson County Board of Supervisors; and

BE IT FURTHER RESOLVED that the moratorium approved by this Resolution shall become effective immediately upon adoption of this Resolution.

It was moved by Green-Douglas and seconded by Green the Resolution be adopted this 21st day of December, 2021.

Roll Call: Green Aye Green-Douglas Aye Heiden Aye Porter Aye Sullivan Absent



Pat Heiden, Chairperson
Board of Supervisors
12/21/21

Date

ATTEST:



Travis Weipert, Auditor
Johnson County, Iowa