PROPOSED MORITORIUM
CITY OF FRANKFORT, BENZIE COUNTY, MICHIGAN
RESOLUTION NO. __3-2_______


At a _______ meeting of the City Council of the CITY OF FRANKFORT, BENZIE COUNTY, Michigan, held at the City Hall on the ____ day of __________, 2011, at _:00 a./p.m.

PRESENT:
ABSENT:

The following Resolution was offered by ________________and seconded by ____________________________________________:

WHEREAS, on _____February 2011, the CITY OF FRANKFORT, BENZIE COUNTY adopted the Zoning Ordinance Chapter 8 of the Municipal Code of the City, incorporating a reserved space at Section 8207 Renewable and Alternative Energy; and,

WHEREAS, the Zoning Ordinance of 2011 intended the creation of specific requirements and regulations for the land use and site plans necessary for the creation of Renewable and Alternative Energy forms and systems within the City of Frankfort; and,

WHEREAS, the Planning Commission acting in its capacity as the Zoning Commission of the City intends to develop comprehensive requirements and regulations for the use of wind, solar, biomass, wave and water action and other methods of energy conversion devices and other energy collection and storage devices within the City; and,

WHEREAS, the Planning Commission will develop information and disseminate that information to the public through a series of Public Forums and Information sessions over a period of time in order to test and determine the most acceptable forms of energy collection, conversion and storage facilities within the City of Frankfort; and,

WHEREAS, the Planning Commission is responsible for the development of Land Use, Site Plan and Special Use methods that protect the health, safety and welfare of the citizens of the City of Frankfort and that fairly represent the requirements of those citizens; and,

WHEREAS, the City of Frankfort at Chapter 8 of the Municipal Code, at Section 8203.23, established an “Unclassified Uses” method of dealing with issues that were not incorporated in the current Zoning Ordinance, and that section might be misconstrued by the general public relating to ENERGY CREATION, COLLECTION AND CONSERVATION as allowing the consideration of an application to, and determinations by, the Planning Commission which could be at conflict with the health, safety and welfare of the citizens of the City of Frankfort before
the determination of long term regulations developed through extended research, public education and forums; and,

WHEREAS, one hundred-eighty (180) days is the minimum time period contemplated for making reasonable plans for the long term application of Alternative Energy Systems within the City of Frankfort,

NOW THEREFORE, it is resolved by the City Council of the CITY OF FRANKFORT, BENZIE COUNTY, Michigan, as follows:

1. Adopts this resolution #3-2 An Ordinance To Impose A Moratorium On The Issuance Of Permits, Licenses and Approvals For Alternative Energy Systems specifically ENERGY CREATION, COLLECTION AND CONSERVATION. The moratorium is hereby effective immediately upon the adoption of this resolution. It shall remain in effect for one hundred eighty (180) days, or until such time as regulations, ordinances and land use rules are established by the City of Frankfort.

2. The City Clerk shall publish a true copy of this Resolution once in a newspaper of general circulation in the City within 15 days after adoption.

3. Any and all resolutions that are in conflict with this Resolution are hereby repealed, but only to the extent to give this Resolution full force and effect.

ADOPTED:
YEAS:
NAYS:

STATE OF MICHIGAN, City of Frankfort,
COUNTY OF BENZIE
I, the undersigned, the duly qualified and acting Clerk of the CITY OF FRANKFORT, BENZIE COUNTY, Michigan, DO HEREBY CERTIFY that the foregoing is a true and complete copy of certain proceedings taken by the City Council of said City at a _____ meeting held on the ___day of _____, 2011.