

COPY

RESOLUTION NO. 03-02

**A RESOLUTION DECLARING A MORATORIUM UPON THE
ACCEPTANCE OF APPLICATIONS FOR CONDITIONAL USE
PERMITS IN CONNECTION WITH WIND TURBINE ELECTRIC
GENERATING PROJECTS.**

WHEREAS, the Board of County Commissioners deems it to be in the best interests of the citizens of Marion County, Kansas to engage in a thorough and comprehensive review of the impact which wind turbine electric generation projects may have upon property within Marion County, Kansas; and

WHEREAS, the County believes that such study and review should be undertaken and completed in order to develop appropriate criteria for the location of such projects, if at all; and

WHEREAS, it is the belief of the County that an investigation of wind turbine electric generation projects can likely be completed within a period of 6 months from the commencing date of December 2, 2002.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. From and after the effective date of this resolution and for a period of 6 months thereafter the Marion County Zoning Administrator shall not accept nor process applications for conditional use permits in connection with wind turbine electric generating projects.

SECTION 2. During this period of moratorium upon the acceptance of such zoning applications the Marion County Zoning Administrator is instructed to undertake a comprehensive review of such projects including the impact, if any, that such projects might have upon nearby properties. Additionally, the Zoning Administrator is directed to prepare a listing of criteria to be considered by the Marion County Planning Board and

the Marion County Commission in connection with the review of any future applications for such project and to recommend such conditions as might be appropriate to mitigate the impact of such projects upon surrounding properties, to provide assurance for the removal of all improvements associated with such projects at the conclusion of their useful life, and to propose such other and further conditions and limitations which might best serve the citizens of Marion County, Kansas in connection with the grant of any CUP for such projects.

SECTION 3. This resolution shall take effect upon its passage and publication in the official county newspaper.


ADOPTED by the Board of County Commissioners on this 27th day of Jan. 2003.

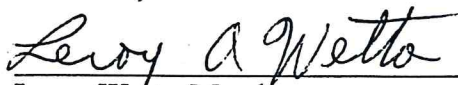
BOARD OF COUNTY COMMISSIONERS
MARION COUNTY, KANSAS


Howard Collett, Chairperson

ATTEST:


County Clerk


Bob Hein, Member


Leroy Wetto, Member