




Municipal Officers' Certification of Official Text of a Proposed Ordinance  
[30-A M.R.S. § 3002(2)]

To the Town Clerk of the Town of Albion:

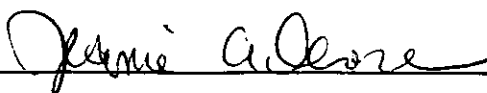
We hereby certify to you that the document to which we have affixed this certificate is a true copy of the official text of an ordinance entitled MORATORIUM ORDINANCE ON GRID-LEVEL BATTERY ENERGY STORAGE SYSTEMS, GRID-LEVEL SUBSTATIONS AND GRID-SCALE WIND ENERGY PROJECTS which is to be presented to the voters for their consideration on December 9, 2024.

Pursuant to 30-A M.R.S. § 3002(2), you will retain this copy of the complete text of the ordinance as a public record and make other copies available for distribution to the voters, and you will ensure that copies are available at the special town meeting on the day of the vote.

Dated: November 25, 2024.

  
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\_\_\_\_\_  
Town of Albion Selectboard

Attest: A true copy of an ordinance entitled "MORATORIUM ORDINANCE ON GRID-LEVEL BATTERY ENERGY STORAGE SYSTEMS, GRID-LEVEL SUBSTATIONS AND GRID-SCALE WIND ENERGY PROJECTS " as certified to me by the municipal officers of the Town of Albion on the 25th day of November, 2024.

Signature  \_\_\_\_\_

Jeanie A Doore  
Town Clerk of Albion

MORATORIUM ORDINANCE ON GRID-LEVEL BATTERY ENERGY  
STORAGE SYSTEMS, GRID-LEVEL SUBSTATIONS AND GRID-SCALE  
WIND ENERGY PROJECTS  
TOWN OF ALBION

SECTION ONE

Authority, Definition and Effective Date

- A. Authority. This Moratorium Ordinance is enacted pursuant to 30-A M.R.S.A. §3001, et seq., 30-A M.R.S.A. §4356 and Article VIII, Part Second, of the Maine Constitution.
- B. Definitions.
1. Grid-level Battery Storage Energy Systems: electrochemical devices that store energy from the power grid or electricity generation source and release it later to provide electricity or other grid services.
  2. Grid-level Substation: a facility that receives high-voltage power from generation stations and transforms it to lower voltages for distribution to consumers.
  3. Grid-scale Wind Energy Project: a wind energy project that creates one acre or more of impervious area, such as roads and turbine pads.
- C. Effective Date. This Moratorium Ordinance shall take effect immediately, and notwithstanding the provisions of 1 M.R.S.A. §302, to the maximum extent permitted by law, apply to all proceedings, applications, and petitions not pending within the meaning of 1 M.R.S.A. §302 as of the date of adoption of this Ordinance.

SECTION TWO

Term

This Ordinance shall remain in effect for a period of 180 days from the date of its adoption and expire on the 180<sup>th</sup> day unless the select board votes, after notice and hearing, to extend the moratorium for additional 180-day periods.

SECTION THREE

Need and Purpose

The Town currently has no ordinances addressing the regulation of Grid-level Battery Storage Energy Systems, Grid-level Substations or Grid-scale Wind Energy Projects. The purpose of this moratorium ordinance is to allow the Town a reasonable period of time to evaluate any concerns raised regarding the installation of such Systems or Projects and to develop necessary ordinances, or amendments to ordinances, to prevent serious harm. Serious harm includes, but is not limited to, visual impact, noise, environmental degradation and public health.

SECTION FOUR  
Moratorium

During the term of this moratorium, no official, officer, board, body, agency, agent, or employee of the Town of Albion shall accept, process, or act upon any application for any approval, including, but not limited to, a building permit, certificate of occupancy, site plan review, conditional use, or any other approval related to the establishment of Grid-level Battery Storage Energy Systems, Grid-level Substations or Wind Energy Projects. No person shall test for the suitability or develop such Systems or Projects within the Town of Albion during the time this moratorium is in effect. Thereafter, no person shall test for suitability, or develop such Systems or Projects within the Town of Albion without complying with applicable Town ordinances.

SECTION FIVE  
Enforcement

For any violation of this Ordinance, the select board is hereby authorized to institute all actions, either legal or equitable, deemed necessary or appropriate to enforce the provisions of this moratorium ordinance. Any violation of this Moratorium Ordinance is subject to an enforcement action under 30-A M.R.S.A. §4452. Each day of violation shall constitute a separate offense. All civil penalties shall inure to the benefit of the Town of Albion. Any violation of this Moratorium Ordinance constitutes a nuisance.

SECTION SIX  
Severability

Should any provision of this Moratorium Ordinance be declared by any court to be invalid, such decision shall not invalidate any other section.

Attest: A true copy of an ordinance entitled "MORATORIUM ORDINANCE ON GRID-LEVEL BATTERY ENERGY STORAGE SYSTEMS, GRID-LEVEL SUBSTATIONS AND GRID-SCALE WIND ENERGY PROJECTS " as certified to me as adopted by the Municipal Legislative Body of Albion on the 9th day of December, 2024.

Signature           Jeanie A Doore          

Jeanie A Doore  
Town Clerk of Albion