

TOWN OF CONCORD
Public Hearing
Battery Energy Storage Systems Extend Moratorium Local Law

June 11, 2026
5:00 p.m.

MEETING CALLED TO ORDER BY PHILIP DROZD, SUPERVISOR

ROLL CALL: PHILIP DROZD, SUPERVISOR
CLYDE M. DRAKE, COUNCIL MEMBER
KENNETH D. ZITTEL, COUNCIL MEMBER
KIMBERLY S. KRZEMIEN, COUNCIL MEMBER
KENNETH KASSEL, COUNCIL MEMBER

ALSO PRESENT: LAURA SAFFORD, Town Clerk
MICHELLE DELL, Deputy Town Clerk
LARRY HEIM, Hwy Supt.
ERIC WIEDEMANN, CEO

Supervisor Drozd opened the Public Hearing at 5:01 p.m. regarding the proposed Local Law extending the temporary moratorium on all battery energy storage facilities.

TOWN OF CONCORD

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Concord will be holding a Public Hearing on Thursday, June 11, 2026 at 5:00 p.m. at the Concord Town Hall, 86 Franklin Street, Springville, New York, for the purpose of considering Proposed Local Law No. 2 of the Year 2026 which, if approved, would impose a six month extension on the existing moratorium on the issuance of applications and permits for all Battery Energy Storage System facilities in the Town of Concord. Copies of the proposed local law are available for review in the office of the Town Clerk.

All interested parties will be given an opportunity to be heard.

The Notice of the Public Hearing was published in the Springville Journal on May 28, 2026 and was also posted on the Town's signboard at 86 Franklin Street, Springville, New York, and the Town's website www.townofconcordny.gov on May 28, 2026.

Supervisor Drozd began the Public Hearing regarding the proposed Local Law #2 of 2026:

PROPOSED

TOWN OF CONCORD
LOCAL LAW NO. 2 OF THE YEAR 2026

A Local Law extending the temporary moratorium on the issuance of applications and the granting of permits, licenses or approvals for all Battery Energy Storage System Facilities in the Town of Concord pursuant to Chapter 150 of the Town of Concord Code in order to allow for the consideration and possible adoption of appropriate amendments to existing regulations pertaining to such land uses,

Be it enacted by the Town Board of the Town of Concord as follows:

SECTION I.
SHORT TITLE

This Local Law amends a prior Local Law known as “A Local Law extending the temporary moratorium on the issuance of applications and the granting of permits, licenses or approvals for all Battery Energy Storage System Facilities in the Town of Concord,” adopted by the Town of Concord on June 12, 2025.

SECTION II. LEGISLATIVE FINDINGS

WHEREAS, the Town Board of the Town of Concord adopted Local Law No. 2 of the Year 2022 amending the Town of Concord Zoning Ordinance providing for the regulation of Battery Energy Systems within the Town of Concord. It is acknowledged that Local Law No. 2 of the Year 2025 previously established a one (1) year moratorium on the issuance of applications, permits or approvals for all Battery Energy Storage System Facilities in the Town of Concord in order for existing local laws and regulations to be updated, and

WHEREAS, the updates and revisions to the existing laws and regulations are currently under review and discussion, but additional time is required to complete the process of updating the same to address such concerns and issues and enact new laws, ordinances or regulations, and/or appropriate amendments to existing laws, ordinances or regulations to properly address new and emerging technologies, community impacts, concerns or issues in a manner which is meaningful and consistent with the Town’s Comprehensive Plan.

IT IS THEREFORE FOUND BY THE TOWN OF CONCORD TOWN BOARD that the Town Board of the Town of Concord hereby declares that no new applications shall be issued and no permits or approvals shall be granted by any officer, department, board or agency of the Town of Concord with respect to Battery Energy Storage System facilities in the Town of Concord pursuant to the Chapter 150 of the Town of Concord Code for an additional period of six months from the effective date of this local law, unless earlier terminated by other local law, duly adopted.

SECTION III. AUTHORITY

This Local Law is enacted pursuant by the Town Board of the Town of Concord pursuant to its authority to adopt local laws under Article IX of the New York State Constitution and the Municipal Home Rule Law Section 10.

SECTION IV. MORATORIUM AND DURATION

The Town Board of the Town of Concord hereby declares that no new applications shall be issued and no permits or approvals shall be granted by any officer, department, board or agency of the Town of Concord with respect to Battery Energy Storage System facilities in the Town of Concord pursuant to the Chapter 150 of the Town of Concord Code for an additional period of six months from the effective date of this local law, unless earlier terminated by other local law, duly adopted.

Supervisor Drozd asked if there were any comments; there were none.

The Public Hearing remained opened until 5:16 p.m. Motion by Council Member Zittel, seconded by Council Member Krzemien, to close the Public Hearing at 5:16 p.m. Council Members Drake, Zittel, Krzemien & Kassel; Supervisor Drozd, voting aye. Carried.

Laura Safford
Town Clerk