



**Department of State**  
**Corporations, State Records & UCC**

New York State  
Department of State  
DIVISION OF CORPORATIONS,  
STATE RECORDS AND  
UNIFORM COMMERCIAL CODE

One Commerce Plaza  
99 Washington Ave.  
Albany, NY 12231-0001  
dos.ny.gov

**Local Law Filing**

Pursuant to Municipal Home Rule Law §27

**Local Law Number ascribed by the legislative body of the local government listed below:**

1 of the year 20 26

**Local Law Title:** Establishing a Twelve (12) Month Moratorium on Commercial Solar Energy Systems, Battery Energy Storage Systems (BESS), and/or Compressed Air Energy Storage Systems (CAESS)

Be it enacted by the Denmark Town Board of the

*(Name of Legislative Body)*

County       City       Town       Village  
*(Select one)*

of Town of Denmark as follows on the attached pages:  
*(Name of Local Government)*

**For Office Use Only**

FILED  
STATE RECORDS

FEB 03 2026

DEPARTMENT OF STATE

Department of State Local Law Index Number: 1 of the year 20 26

(The local law number assigned by the Department of State for indexing purposes may be different from the local law number ascribed by the legislative body of the local government.)

## Local Law Filing

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

**1. (Final adoption by local legislative body only.)**

I hereby certify that the local law annexed hereto ascribed as local law number \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_ in accordance (Name of Legislative Body) with the applicable provisions of law.

**2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer\*.)**

I hereby certify that the local law annexed hereto, ascribed as local law number \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_ and was (Name of Legislative Body) (approved)(not approved)(repassed after disapproval) by the \_\_\_\_\_ (Elective Chief Executive Officer\*) on \_\_\_\_\_ 20\_\_\_\_ in accordance with the applicable provisions of law.

**3. (Final adoption by referendum.)**

I hereby certify that the local law annexed hereto, ascribed as local law number \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_ and was (Name of Legislative Body) (approved)(not approved)(repassed after disapproval) by the \_\_\_\_\_ (Elective Chief Executive Officer\*) on \_\_\_\_\_ 20\_\_\_\_

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on \_\_\_\_\_ 20\_\_\_\_ in accordance with the applicable provisions of law.

**4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)**

I hereby certify that the local law annexed hereto, ascribed as local law number 1 \_\_\_\_\_ of 20 26 \_\_\_\_\_ of the (County)(City)(Town)(Village) of Denmark \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on January 21 \_\_\_\_\_ 20 26 \_\_\_\_\_ and was (Name of Legislative Body) (approved)(not approved)(repassed after disapproval) by the \_\_\_\_\_ Town Supervisor, Scott M. Doyle \_\_\_\_\_ (Elective Chief Executive Officer\*) on January 21, \_\_\_\_\_ 20 26 . Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of January 16 \_\_\_\_\_ 20 26 \_\_\_\_\_ in accordance with the applicable provisions of law.

\* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

## Local Law Filing

### 5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, ascribed as local law number \_\_\_\_\_ of 20\_\_\_\_ of the City of \_\_\_\_\_ having submitted to referendum pursuant to the provisions of Section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on \_\_\_\_\_ 20\_\_\_\_ became operative.

### 6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed thereto, ascribed as local law number \_\_\_\_\_ of 20\_\_\_\_ of the County of \_\_\_\_\_ State of New York, having been submitted to the electors at the General Election of November \_\_\_\_\_ 20\_\_\_\_ pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

**(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)**

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in the paragraph \_\_\_\_\_ 4 \_\_\_\_\_ above.

Susan D. Kirch-Corey

Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

(Seal)

1/22/2026

(Date)

**Town of Denmark  
3707 Roberts Road  
Carthage, NY 13619**

**ADOPT LOCAL LAW 1 of 2026**

**Twelve (12) Month Moratorium On The Construction, Installation, And Operation Of Commercial Solar Energy Systems, Battery Energy Storage Systems (BESS), and/or Compressed Air Energy Storage Systems (CAESS)**

**WHEREAS**, the Town Board of the Town of Denmark recognizes that there is potential that person(s) might proceed with an application seeking approval for Renewable Energy Facilities including Solar Energy Systems, and Battery Energy Storage Systems (BESS), and/or Compressed Air Energy Storage Systems (CAESS). As part of, or in addition to, an application for renewable energy located within the boundaries of the Town of Denmark; and

**WHEREAS**, the Town Board of the Town of Denmark upon review of the Town of Denmark Zoning Law, familiarity with lands within the Town, considering concerns expressed by some area residents, and in recognition of an obligation to promote the health, safety and welfare of the general public within the Town of Denmark, deems it to be in the public interest to stop and temporarily suspend the processing of any application(s) that may include Solar Energy Systems, Battery Energy Storage Systems (BESS), and/or Compressed Air Energy Storage Systems (CAESS) within the Town of Denmark ; and

**WHEREAS**, the Town Board anticipates undertaking steps to potentially update, revise and/or amend its Zoning within the Town and has determined that providing for a temporary moratorium is appropriate; and

**WHEREAS**, the Town Board wished to establish a moratorium on certain Solar Energy Systems, Battery Energy Storage Systems (BESS), and/or Compressed Air Energy Storage Systems (CAESS) within the Town of Denmark and to allow time to develop, review and update the Town Code; and

**WHEREAS**, the Town Board finds that time is necessary to develop, review, amend, and update multiple chapters of the Town Code to ensure consistency with the Town's developing Comprehensive Plan and to regulate solar energy systems, CAESS and BESS in a manner that protects public health, safety, and welfare; and

**WHEREAS**, it is in the best interest of the Town and its residents to temporarily halt the acceptance and approval of applications for solar energy systems, CAESS and BESS to ensure orderly and effective planning and code updates;

**WHEREAS**, this action is considered a Type II action under SEQR per 6 NYCRR 617.5(c)(36).

**NOW, THEREFORE, BE IT RESOLVED**, by the Town Board of the Town of Denmark:

1. A Public Hearing regarding a possible twelve (12) month moratorium on Solar Energy Systems, and Battery Energy Storage Systems (BESS), and/or Compressed Air Energy

Storage Systems (CAESS) was conducted on January 20, 2026 @ 6:00PM and such information and comments have been considered by the Town Board; and

2. The Town Board hereby established the twelve (12) month moratorium on the construction, installation, and operation of Solar Energy Systems, and Battery Energy Storage Systems (BESS), and/or Compressed Air Energy Storage Systems (CAESS) in the Town of Denmark.
3. During the twelve (12) month moratorium period, no permits, approvals, or authorizations shall be issued for Commercial Solar Energy Systems, Battery Energy Storage Systems (BESS), and/or Compressed Air Energy Storage Systems (CAESS) within the Town.
4. The Town Board shall use this time to:
  - a. Review and amend the Town Code, including zoning and related regulations, to ensure consistency with the developing Comprehensive Plan;
  - b. Conduct public hearings and solicit input from stakeholders; and
  - c. Draft and adopt updated regulations to guide the safe and orderly development of Commercial Solar Energy Systems, Battery Energy Storage Systems (BESS), and/or Compressed Air Energy Storage Systems (CAESS).
5. Any construction, installation, or operation of Commercial Solar Energy Systems, Battery Energy Storage Systems (BESS), or Compressed Air Energy Storage Systems (CAESS) during the moratorium period is prohibited and may be subject to enforcement actions under the Town Code.
6. The twelve (12) month moratorium shall become effective upon filing with the NYS Department of State
7. The moratorium may be sooner terminated by the Resolution if adopted by the Town Board.