

**KOCHVILLE TOWNSHIP
SAGINAW COUNTY, MICHIGAN**

RESOLUTION NO. 19-25

SPECIAL USE PERMIT FOR STONEHEART SOLAR, LLC. TO CONSTRUCT AND OPERATE A 2MW SOLAR FACILITY ON A TRACT OF LAND KNOWN AS 4097 PIERCE ROAD, PARCEL ID # 18-13-4-28-1001-000, TOWNSHIP OF KOCHVILLE, COUNTY OF SAGINAW, MICHIGAN

WHEREAS, the Kochville Township Master Plan of 2011, provides that Wind, Solar, and Biomass Digesters are a “permitted use in this community” and supported when following federal, state, and local procedures and policies; *and*

WHEREAS, Kochville Township adopted Ordinance 17-07 on November 20th, 2017, providing for Solar Facilities as a special use in Kochville Township on lands zoned A-1 Agricultural and R-1A Low Density Transitional Residential, with a minimum of 20 acres; *and*

WHEREAS, Stoneheart Solar, LLC has submitted application and site plans for review and approval and a Public Hearing was held for that purpose on September 9th, 2019, and reviewed by the Kochville Township Planning Commission; *and*

WHEREAS, a vote was held and was unanimously RECOMMENDED for APPROVAL to the Township Board, on that date, with certain conditions as follows herein;

1. Landscape areas shall be planted with grass for groundcover within the 25-foot buffer.
2. Any trees within the buffer that dies shall be replanted within the next planting season.
3. Where any trees are removed along the southern tree line, additional trees shall be planted in their place to maintain the tree line.
4. Stoneheart Solar shall provide on-site and other training as required to deal with any emergency response to their facility.
5. Stoneheart Solar shall maintain all grass areas so it does not exceed 10 inches of height during the growing season.
6. A decommissioning agreement and Surety Bond shall be signed by Stoneheart and Kochville Township in an amount to cover the cost of decommissioning at the finish of construction and before the facility is functionally in operation.
7. The cost of decommissioning shall be updated on a 10-year basis and the Surety Bond revised accordingly.
8. Interior areas of the solar arrays shall meet the requirements of the Kochville Township Fire Department for fire prevention.

Special Land Use – 19-02S Stoneheart Solar

WHEREAS, on October 21, 2019, the Kochville Township Board of Trustees received and reviewed the proposed submissions by Stoneheart Solar, the Kochville Township Planning Commission and the report of the Zoning Administrator; *and*

WHEREAS, the Kochville Township Board has held a vote for a Special Land Use Permit on October 21st, 2019.

NOW THEREFORE BE IT RESOLVED THAT, that the Kochville Township Board hereby adopts by resolution and grants the this SPECIAL LAND USE to STONEHEART SOLAR, based on the conditions herein, and that this SPECIAL LAND USE is revocable, if at any time the conditions for approval are not complied with or that the SOLAR FACILITY is abandoned, ceases to function as a SOLAR FACILITY, or at a time the “property owner” and Stoneheart Solar terminate any agreement.


Resolution #19-25
Special Land Use Permit

The foregoing resolution was offered by board member Supervisor Loiacano and seconded by board member Trustee Thon.

Upon roll call vote, the following voted:

- “Aye” – Supervisor Loiacano, Clerk Machata, Treasurer Knowlton, Trustee Ferrell
And Trustee Thon
- “Nay” - None
- “Abstained” – None
- “Absent” – None

The foregoing Resolution was duly adopted at a regular meeting of the Kochville Township Board held on the 21st day of October, 2019.


James Loiacano
Supervisor of Kochville Township


Kevin Machata
Clerk of Kochville Township

CERTIFICATE

I, Kevin Machata, Clerk of Kochville Township, hereby certify that the foregoing to be a true and complete copy of a resolution adopted by the Kochville Board of Trustees of Kochville Township, County of Saginaw, State of Michigan, at a regular meeting held on this 21st day of October, 2019, at 7:00 p.m. Michigan time.


Kevin Machata
Clerk of Kochville Township