

## Town of Jackman – Solar Ordinance

### Section 1. Title

This Ordinance shall be referred to as the “Jackman Solar Ordinance”

### Section 2. Purpose

The purpose of this Ordinance is to prohibit all Commercial Solar Farms within the Town of Jackman.

1. No Commercial Solar Farms are allowed in the Town of Jackman.
2. Residential Solar Systems of 30kw or less are exempt from this ordinance.
3. Residential-Business Solar Systems of 50kw or less are exempt from this ordinance.

### Section 3. Authority

- A. This Ordinance is enacted pursuant to the Home Rule Authority granted to the Town of Jackman in accordance with the provisions of 30-A M.R.S.A., Chapter 141 §§3001 - 3014.
- B. To the extent that any provision of this ordinance is deemed invalid by a court of competent jurisdiction, such provision shall be removed from the ordinance and the balance of the ordinance shall remain valid.

### Section 4. Definitions

- A. "Commercial Solar Farm" is defined as a solar energy collection structure of any size that primarily serves an offsite user such as the electric power grid or a use on a non-adjacent parcel.

### Section 5. Intent

- A. The Town of Jackman’s intent in enacting this Ordinance is derived from the need to protect the following:
  1. Public health and safety, including but not limited to ensuring safe access to and rapid evacuation of buildings;
  2. Buildings from damage;
  3. Historic or aesthetic values; and
  4. Shorelands under shoreland zoning provisions.

### Section 6. Enforcement, Violations, and Penalties

- A. This ordinance shall be enforced by the municipal officers or their designees. Violation of this ordinance shall be subject to the enforcement and penalty provisions of 30-A M.R.S.A. §4452.
- B. While this Ordinance is in effect, no officer, official, employee, office, administrative board or agency of the Town shall accept, process, approve, deny, or in any other way act upon any application for a

Town of Jackman – Solar Ordinance

license, building permit or any other type of land use approval or permit and/or any other permits or licenses related to a Commercial Solar Farm.

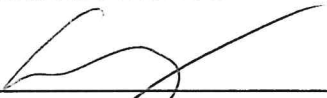
- C. If Commercial Solar Farms are established in contravention of this Ordinance, each day of any continuing violation shall constitute a separate violation of this Ordinance, and the Town shall be entitled to all rights available to it in law and equity, including, but not limited to, fines and penalties, injunctive relief, and its reasonable attorney fees, expert witness fees and costs in prosecuting any such violations.


**Section 7. Effective Date and Duration**

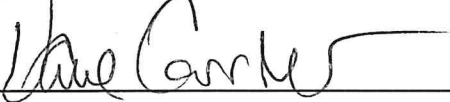
This Ordinance shall take effect upon enactment by the Town of Jackman unless otherwise provided and shall remain in effect until it is amended or repealed. Notwithstanding the provisions of 1 M.R.S.A. § 302 or any other law to the contrary, this Ordinance, when enacted, shall govern any proposed Commercial Solar Farm for which an application for a building permit, Certificate of Occupancy, shoreland zoning approval, site plan or any other required approval has not been submitted to and granted final approval by the Code Enforcement Officer, Planning Board or other Town official or board prior to the effective date of this Ordinance.

Adopted by voters at the annual Town Meeting, Article 3, March 19, 2025.

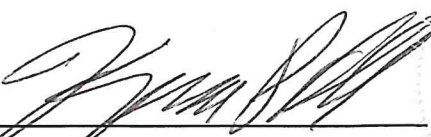
  
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Attested:   
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 Kera Powell, Town Clerk

