

**ORDINANCE NO. 17-22 AN ORDINANCE AMENDING ARTICLE V, SECTION 207-13.1 “ALTERNATIVE ENERGY” OF CHAPTER 207 “ZONING” OF THE KINNELON BOROUGH CODE**

**WHEREAS**, pursuant to N.J.S.A. 40:48-2, the governing body of a municipality may make, amend, repeal, and enforce such other ordinances, regulations, rules and by-laws not contrary to the laws of this state or of the United States, as it may deem necessary and proper for the good government, order and protection of person and property, and for the preservation of the public health, safety and welfare of the municipality and its inhabitants, and as may be necessary to carry into effect the powers and duties conferred and imposed by this subtitle, or by any law; and

**WHEREAS**, the Borough of Kinnelon desires to amend certain provisions within Section 207-13.1 “Alternative Energy” in Article V of Chapter 207 of its Code.

**NOW, THEREFORE, BE IT ORDAINED**, by the Governing Body of the Borough of Kinnelon, County of Morris, State of New Jersey, as follows:

**SECTION 1.** Section 207-13.1 “Alternative Energy”, paragraph C(1) pertaining to permit requirements shall be amended to now read as follows:

“(1) Before any solar panel may be installed, plans for such installation shall be submitted to the Kinnelon Building Department. No solar panel shall be installed without the required permits issued by the Borough Construction Official.”

**SECTION 2.** The introductory paragraph to Section 207-13.1 “Alternative Energy” paragraph D(5) pertaining to installation requirements is deleted in its entirety and said introductory paragraph is replaced with the following introductory paragraph:

“(5) All solar energy systems shall comply with the following conditions: ”

**SECTION 3.** Section 207-13.1 “Alternative Energy”, paragraph D(5)(e) pertaining to installation requirements shall be amended to now read as follows:

“(e) In addition to the required signage, property owners shall provide the Borough Construction Official with a map illustrating the location of the disconnect switch, as well as any information regarding the vendor authorized to deactivate the solar panel.”

**SECTION 4.** Any provisions not amended by this Ordinance shall remain in full force and effect.

**SECTION 5.** All ordinances, resolutions and regulations or parts of ordinances, resolutions and regulations inconsistent herewith are hereby repealed to the extent of such inconsistency.

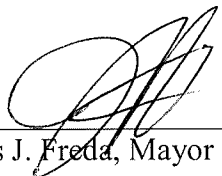
**SECTION 6.** If any section, paragraph, article, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply to the section, paragraph, article, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed valid and effective.

**SECTION 7.** This Ordinance shall take effect after approval and publication as required by law.

ATTEST:

BOROUGH OF KINNELON

  
\_\_\_\_\_  
Karen M. Iuele, RMC, Borough Clerk

  
\_\_\_\_\_  
James J. Fredda, Mayor