

## **WES Ordinance Update as of 2-13-24**

On November 30, 2023, on the heels of a state law that set significantly less restrictive standards for Large WES of 100 megawatts or more, the Planning Commission recommended approval of the August 17, 2023, Draft WES Ordinance with the addition of a prohibition of shadow flicker on non-participating parcels. This recommendation became the draft dated December 1, 2023. The Board of Trustees approved the December 1 Draft at their regular meeting on January 9, 2024, and the ordinance went into effect on February 13, 2024.

The new Wheatfield regulation applies to all utility-scale WES until November 29, 2024, when the state law goes into effect, and to all utility scale WES under 100 megawatts after November 29, 2024. Our intention was to establish an ordinance that was as strict as possible within the law, and we believe we have that. The township will continue to follow the events at the state level and respond in accordance with the law and as closely as possible with the widespread wishes our residents.