

# Town of Forestburgh

## RESOLUTION

### Introducing A Local Law Regarding Battery Energy Storage Systems and Scheduling a Public Hearing Thereon

**Dated: October 2, 2025**

At a meeting of the Town Board of the Town of Forestburgh, Sullivan County, New York, held at the Town Hall, 332 King Road, Forestburgh, N.Y., on the \_\_2<sup>nd</sup> day of October, 2025, there were:

Supervisor Daniel S. Hogue, Jr.	Present / Not Present
Councilmember Steven Budofsky	Present / Not Present
Councilmember Karen Ellsweig	Present / Not Present
Councilmember Vincent Galligan	Present / Not Present
Councilmember Susan Parks-Landis	Present / Not Present

Councilperson \_\_\_\_\_ offered the following resolution and moved for its adoption:

**WHEREAS**, the Town Board of the Town of Forestburgh has determined that it is in the best interests of the Town to regulate the siting, construction, operation, and decommissioning of battery energy storage systems; and

**WHEREAS**, the Town Board has caused to be prepared a proposed Local Law No. [ ] of 2025 entitled “Battery Energy Storage System Law of the Town of Forestburgh,” which would amend the Code of the Town of Forestburgh to add a new article establishing regulations for such systems; and

**WHEREAS**, pursuant to General Municipal Law § 239-m, the proposed local law must be referred to the Sullivan County Planning Department for review and recommendation;

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF FORESTBURGH, SULLIVAN COUNTY, NEW YORK, AS FOLLOWS:**

1. **Introduction of Local Law.** Local Law No. [ ] of 2025 entitled “Battery Energy Storage System Law of the Town of Forestburgh” is hereby introduced before the Town Board of the Town of Forestburgh, in the County of Sullivan, and shall be subject to a public hearing as set forth below.
2. **Public Hearing.** A public hearing on the proposed local law shall be held at the Forestburgh Town Hall, [address], Forestburgh, New York, on **Wednesday, November 6, 2025 at 6:00 p.m.**, at which time and place all persons interested shall be heard.

Introductory Resolution for Proposed Local Law \_\_ of 2023 regarding BESS

3. **Notice.** The Town Clerk is hereby directed to publish notice of said public hearing in the Town's official newspaper and to post the same on the Town signboard, all in accordance with applicable law.
4. **Referral to County Planning.** The proposed local law is hereby referred to the Sullivan County Planning Department for review pursuant to General Municipal Law § 239-m.

**Availability of Text.** The full text of said proposed local law shall be made available on the Town website and at the office of the Town Clerk for inspection by any interested person during regular business hours and shall also be posted on the Town's website.

On a motion by Councilperson \_\_\_\_\_, seconded by \_\_\_\_\_, the resolution was adopted on a roll call vote, the results which follow:

Supervisor Daniel S. Hogue, Jr.	Aye – Nay – Abstain
Councilmember Steven Budofsky	Aye – Nay – Abstain
Councilmember Karen Ellsweig	Aye – Nay – Abstain
Councilmember Vincent Galligan	Aye – Nay – Abstain
Councilmember Susan Parks-Landis	Aye – Nay – Abstain

Adopted this \_\_ day of October 2025.

**By Order of the Forestburgh Town Board**  
**Teresa Collins, Town Clerk**

I, **TERESA COLLINS**, Town Clerk of the Town of Forestburgh, Sullivan County, New York, **DO HEREBY CERTIFY** that the foregoing local law was approved by the Town Board of the Town of Forestburgh on **October \_\_, 2025** and that the foregoing is a true and correct transcript of the original local law and of the whole thereof and that said original local law is on file in the Town Clerk's office.

**I DO FURTHER CERTIFY** that each of the members of the Town Board had due notice of the said Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Forestburgh this \_ day of October 2025.

\_\_\_\_\_  
Teresa Collins, Town Clerk

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TOWN SEAL