

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CHEROKEE COUNTY REGULATING AND LICENSING INDUSTRIAL-SCALE WIND TURBINE POWER GENERATION FACILITIES

WHEREAS, the Board of County Commissioners of Cherokee County, Kansas, the governing body of Cherokee County (the "Board"), has general police powers and home rule powers pursuant to K.S.A. 19-101a *et seq.* to determine the local affairs of Cherokee County and perform all powers of local legislation as it deems appropriate to protect and preserve the interest of Cherokee County and its citizens and to protect and promote their health, safety, and welfare.

WHEREAS, industrial-scale wind turbine power generation facilities have the potential to impact the health, safety, and/or welfare of citizens in Cherokee County, particularly those with land or residences in the vicinity of such facilities and/or impacted by such projects.

WHEREAS, given the impact to the health, safety, and/or welfare of the Citizens of Cherokee County, the Board deems it appropriate to establish certain regulations concerning Industrial-Scale Wind Turbine Power Generation Facilities and to require licensing of the same within Cherokee County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CHEROKEE COUNTY, KANSAS, THAT THE FOLLOWING RESOLUTION BE ADOPTED:

Section 1. Authority

This Resolution is adopted pursuant to the powers of the Board of County Commissioners of Cherokee County, Kansas, under K.S.A. 19-101a(a) and (b).

Section 2. Legislative Findings

A. Industrial-scale wind turbine power generation facilities typically consist of a significant number of mechanical structures, each of which is taller than any man-made structures currently located in Cherokee County, and spread over large areas, often consisting of many square miles.

B. An appreciable portion of the residential population of Cherokee County resides outside of the boundaries of any city.

C. Industrial-scale wind turbine power generation facilities and proposed facilities have generated significant controversy and division in other communities, engendered ill will among neighbors, and have created short- and long-term concerns and problems for counties, townships, and/or residents in proximity to such facilities.

D. Industrial-scale wind turbine power generation facilities have the potential to have substantial adverse impacts on the welfare of residents of Cherokee County including but not