

RESOLUTION NO. 1164

**A RESOLUTION ISSUING A SPECIAL USE PERMIT TO EVERGY KANSAS
CENTRAL FOR THE CONSTRUCTION AND OPERATION OF A 5MW SOLAR
ARRAY ON PARCEL ID #1473500002010000**

WHEREAS, the City of Osawatomie, Kansas, owns and operates an electric utility; and

WHEREAS, The City and Evergy have partnered with one another for the construction of a 5MW solar array; and

WHEREAS, the city's zoning regulations allow the construction and operation of a solar array within the city limits of Osawatomie, provided that certain and special requirements are met, including the application for a special use permit through the city; and

WHEREAS, Evergy has applied for a special use permit; and

WHEREAS, the City of Osawatomie's Planning Commission met on September 5th, 2023 to consider the application; and

WHEREAS, the City of Osawatomie's Planning Commission voted unanimously to recommend approval of the Special Use Permit.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE
CITY OF OSAWATOMIE, KANSAS:**

SECTION ONE. The Governing Body of the City of Osawatomie, Kansas, hereby approves the issuance of the special use permit with the following conditions:

1. The facility shall be screened or fenced to prevent unauthorized access to the facility;
2. The facility shall be constructed and operated in conformance with city code;
3. The footprint of the facility may be expanded and additional panels added as demand warrants;
4. The special use permit is transferrable to another utility or the City of Osawatomie;
5. In the event a storage component is desired in the future, application for a revision to the special use permit shall be made and approved as required by city code;

PASSED AND ADOPTED by the Governing Body of the City of Osawatomie, Kansas this 14th day of September, 2023, a majority being in favor thereof.

APPROVED AND SIGNED by the Mayor.

(SEAL)

Nick Hampson, Mayor

Tammy Seamands, City Clerk