

FINAL

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2017, Legislative Day No. 3

Bill No. 9-17

Introduced by Mr. Grasso, Chairman
(by request of the County Executive)

By the County Council, February 6, 2017

Introduced and first read on February 6, 2017
Public Hearing set for and held on March 6, 2017
Bill Expires May 12, 2017

By Order: JoAnne Gray, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Solar Energy Power Purchase Agreements – Annapolis Solar
2 Park, LLC
3

4 FOR the purpose of approving Solar Energy Power Purchase Agreements between Annapolis
5 Solar Park, LLC and Anne Arundel County, Maryland to provide for the purchase by the
6 County of energy output from solar facilities constructed, owned, and operated by
7 Annapolis Solar Park, LLC on property leased by Annapolis Solar Park, LLC from the
8 City of Annapolis under the terms and conditions contained in the Solar Energy Power
9 Purchase Agreements; and generally relating to the Solar Energy Power Purchase
10 Agreements.
11

12 WHEREAS, Annapolis Solar Park, LLC (“Annapolis Solar”), a Delaware limited
13 liability company, has leased property from the City of Annapolis at the closed
14 Annapolis Landfill, located in the vicinity of Interstate 97, Maryland Route 450, and
15 Crownsville Road, in Anne Arundel County; and
16

17 WHEREAS, Annapolis Solar intends to construct, own, and operate three
18 photovoltaic generating facilities, each with a generating capacity of approximately
19 two megawatts AC, designated as 470 Defense Highway, Park 3, Park 4, and Park 5,
20 respectively; and
21

22 WHEREAS, the County Executive proposes to enter into a Solar Energy Power
23 Purchase Agreement (the “Agreements”) for each of the three photovoltaic
24 generating facilities through which the County will purchase all of the energy output
25 from the facilities under the terms and conditions of contained in the Agreements;
26 and

1 WHEREAS, the Agreements require that they be approved by ordinance of the
2 County Council as a condition precedent to their effectiveness; and

3
4 WHEREAS, entering into the Solar Energy Power Purchase Agreements is in the
5 best interests of the County; now therefore

6
7 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
8 That the Solar Energy Power Purchase Agreement related to the facility designated as 470
9 Defense Highway, Park 3, incorporated herein by reference as if fully set forth, is approved.

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11 SECTION 2. *And be it further enacted,* That the Solar Energy Power Purchase
12 Agreement related to the facility designated as 470 Defense Highway, Park 4, incorporated
13 herein by reference as if fully set forth, is approved.

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15 SECTION 3. *And be it further enacted,* That the Solar Energy Power Purchase
16 Agreement related to the facility designated as 470 Defense Highway, Park 5, incorporated
17 herein by reference as if fully set forth, is approved.

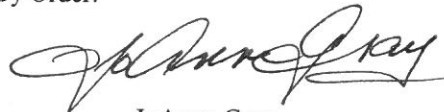
18
19 SECTION 4. *And be it further enacted,* That the County Executive or his authorized
20 designee is hereby authorized on behalf of the County to execute and deliver the Agreement
21 in substantially the same form hereby approved with (i) such changes in form or such
22 changes in content which do not materially adversely affect the interests of the County, and
23 (ii) such other changes as may be approved by resolution or resolutions of the County
24 Council.

25
26 SECTION 5. *And be it further enacted,* That copies of the Solar Energy Power Purchase
27 Agreements shall be kept permanently on file with the Administrative Officer to the County
28 Council.

29
30 SECTION 6. *And be it further enacted,* That this Ordinance shall take effect 45 days
31 from the date it becomes law.

READ AND PASSED this 6th day of March, 2017

By Order:



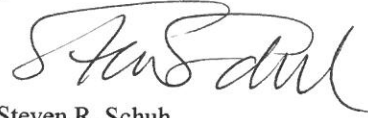
JoAnne Gray
Administrative Officer

PRESENTED to the County Executive for his approval this 7th day of March, 2017



JoAnne Gray
Administrative Officer

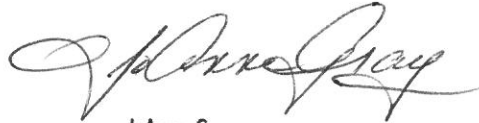
APPROVED AND ENACTED this 10th day of March, 2017



Steven R. Schuh
County Executive

EFFECTIVE DATE: April 24, 2017

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO.
9-17. THE ORIGINAL OF WHICH IS RETAINED IN THE FILES
OF THE COUNTY COUNCIL.



JoAnne Gray
Administrative Officer