

STEVENS COUNTY, KANSAS
RESOLUTION
No. 24-05

A RESOLUTION APPROVING A CONDITIONAL USE PERMIT AND DEVELOPMENT PLAN FOR THE PURPOSE OF CONSTRUCTION AND OPERATION OF THE TRAVERTINE SOLAR PROJECT ON REAL PROPERTY LEGALLY DESCRIBED IN EXHIBIT A.

WHEREAS, on November 20, 2024, the Stevens County Zoning Board held a public hearing to consider the conditional use permit application and development plan submitted by Travertine Solar LLC, an affiliate of AES Clean Energy Development, LLC, for the purpose of establishing a solar generating facility upon the real property legally described in Exhibit A hereto.

WHEREAS, the Stevens County Zoning Board voted to recommend to the Stevens County Board of Commissioners approval of the conditional use permit and development plan, subject to the following:

- a. There shall be strict conformance to all performance standards set forth in the Stevens County Zoning Regulations, Stevens County Environmental Code and all applicable federal and state laws and regulations.
- b. Construction and operation of the Travertine Solar Project shall be according to the approved development plan. Applicant shall submit a timeline of phases of construction.
- c. All agreements between Stevens County and applicant and USD 210 and applicant must be finalized before construction begins.
- d. Lights shall be directed so as not to shine onto a public road right-of-way or adjacent property.

WHEREAS, the statutory 14 day protest period has lapsed and no written protest to the proposed conditional use permit and development plan has been filed with the County Clerk.

AND WHEREAS, on December 9, 2024, the Board of County Commissioners received a summary of the public hearing and the recommendation of the Stevens County Zoning Board to approve the application for a conditional use permit and development plan.

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NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF STEVENS COUNTY, KANSAS, AS FOLLOWS:

Section 1. The proposed conditional use permit and development plan submitted by Travertine Solar LLC, an affiliate of AES Clean Energy Development, LLC, is approved for the development of the real property described in Exhibit A hereto, subject to the conditions set forth above.

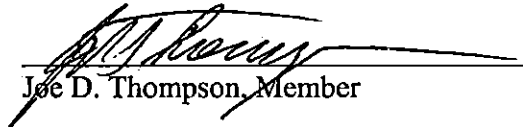
Section 2. The resolution shall be effective upon publication in the official County newspaper.

ADOPTED this 9th day of December, 2024.

**BOARD OF COUNTY COMMISSIONERS
STEVENS COUNTY, KANSAS**

Abstain

Tron Stegman, Chairman


Joe D. Thompson, Member


Shannon Crawford, Member

ATTEST:



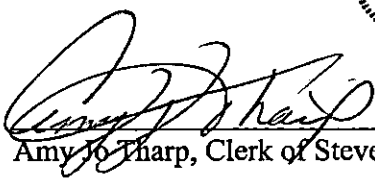

Amy Jo Tharp, Clerk of Stevens County

EXHIBIT A

The general legal description for the real property included in the Conditional Use Permit application and Development Plan in Stevens County Resolution 24- 05 is as follows and contains approximately 3,573 acres more or less:

- a. The N $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 6, Township 34, Range 36, West of the 6th PM, containing approximately 78 acres.

The SW $\frac{1}{4}$ of Section 7, Township 34, Range 36, West of the 6th PM, containing approximately 159 acres.

The S $\frac{1}{2}$ of Section 1, Township 34, Range 37, West of the 6th PM, containing approximately 319 acres.

The N $\frac{1}{2}$ of Section 12, Township 34, Range 37, West of the 6th PM, containing approximately 305.5 acres

- b. The S $\frac{1}{2}$ of Section 31, Township 33 Range 36, West of the 6th PM, less and except a tract of land described as follows and containing approximately 293 acres: Commencing at a point at the southwest corner of the southwest quarter (SW4) of Section 31, Township 33, Range 36, West of the 6th PM, thence North a distance of 535 feet; thence East a distance of 1,630 feet; thence South a distance of 535 feet; thence West a distance of 1,630 feet to the point of beginning, said tract containing approximately twenty acres, more or less.

E $\frac{1}{2}$ of Section 6, Township 34, Range 36, West of the 6th PM. Tract II containing approximately 320 acres

NE $\frac{1}{4}$ of Section 7, Township 34, Range 36, West of the 6th PM. Tract III containing approximately 157 acres.

- c. NW $\frac{1}{4}$ Section 31, T33S, R36W, Less ROW, containing approximately 150 acres.
- d. All of Section 32, T33S, R36W, less ROW and Power Line Easement, containing approximately 632 acres.
NE $\frac{1}{4}$ Section 5, T34S, R36W, less ROW, Power Line Easement and Pond Area, containing approximately 159 acres.
- e. SW $\frac{1}{4}$ Section 5, T34S, R36W, containing approximately 160 acres

- 42 - 0.2
- f. Lot Seven (7), and SE 1/4 Section 6; and Lots 1 & 2 and E1/2 of Section 7, T34S, R36W, containing approximately 234 acres.
 - g. NE 1/4 Section 35, T33S, R37W, containing approximately 159 acres.
 - h. A 124.39 acre parcel in the NE 1/4 of Section 31, T33S, R36W, LESS a 29.91 acre parcel described as beginning in the SE corner of the NE quarter of Section 31 on a bearing West 2,038.04', North 20', NE radius 2,645', Arc length 2,883.13, Chord length 2,742.50', East 50', South 1,910.53' to the Point of Beginning, and LESS ROW, containing approximately 124.39 acres.
 - i. S 1/2, Section 36, T33S, R37W, containing approximately 320 acres, along with an easement area in the NW 1/4 Section 36, T33S, R37W, containing approximately 3 acres for Access and Transmission Facilities Easement.