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LEGALS

(Published in The Morning Sun on December 16th, 2025)

BOARD OF COUNTY COMMISSIONERS
CRAWFORD COUNTY, KANSAS
RESOLUTION NO. 2025-034

A RESOLUTION EXTENDING A MORATORIUM AND PROVIDING FOR THE SUSPENSION OF CERTAIN TYPES OF IMPROVEMENTS ON ANY LAND WITHIN THE UNINCORPORATED AREA OF CRAWFORD COUNTY; AND DIRECTING THAT POTENTIAL LAND DEVELOPMENT REGULATIONS BE DEVELOPED.

WHEREAS, the Board of County Commissioners of Crawford County, Kansas has general police powers and home rule powers pursuant to K.S.A. 19-101a et seq. to determine the local affairs of Crawford County and perform all powers of local legislation as it deems appropriate to protect and preserve the interest of Crawford County and its residents and to protect and promote their health, safety and welfare; and WHEREAS, property within Crawford County may be leased for the purposes of development with commercial Wind Energy Conversion Systems ("WECS"), Solar Power Plants, also referred to as Solar Parks, Solar Farms and Solar Power Stations, Battery Energy Storage Systems, Carbon Capture and Storage Systems, Cryptocurrency Mining Systems, Bitcoin Mining Systems, and Data Mining Centers; and

WHEREAS, Commercial WECS, Solar Power Plants, Battery Energy Storage Systems, Carbon Capture and Storage Systems, Cryptocurrency Mining Systems, Bitcoin Mining Systems, and Data Mining Centers have the potential to impact the health, safety and/or welfare of citizens in Crawford County, particularly those with land or residences in the vicinity of such projects. They also have the potential to impose upon the county certain substantial burdens with respect to roads, bridges and other infrastructure; and

WHEREAS, the Board of County Commissioners of Crawford County, the governing body for Crawford County, is also empowered to adopt and amend zoning regulations to regulate the siting and standards for WECS, Solar Power Plants, Battery Energy Storage Systems, Carbon Capture and Storage Systems, Cryptocurrency Mining Systems, Bitcoin Mining Systems, and Data Mining Centers to protect and preserve the interests of Crawford County and its residents and to protect and promote their health, safety and welfare; and WHEREAS, the time necessary to complete the task of developing, considering, and potentially any regulations and/or standards for WECS, Solar Power Plants, Battery Energy Storage Systems, Carbon Capture and Storage Systems, Cryptocurrency Mining Systems, Bitcoin Mining Systems, and Data Mining Centers, would likely take multiple months; and

WHEREAS, the Board of County Commissioners of Crawford County deems it be appropriate to pursue the adoption and amendment of zoning regulations and/or other police-power regulations with respect to WECS, Solar Power Plants, Battery Energy Storage Systems, Carbon Capture and Storage Systems, Cryptocurrency Mining Systems, Bitcoin Mining Systems, and Data Mining Centers in Crawford County for the protection of the health, safety, and/or welfare of those in Crawford County who may otherwise be adversely affected by such projects and to assess whether there are conditions under which such would be deemed appropriate or whether, regardless of the proposed location within the county, such projects, by their nature and the nature of Crawford County, should not be permitted.

WHEREAS, the Board of Crawford County Commissioners has noted that the current Comprehensive Plan was adopted in 2002 and needs to be updated and that the current Crawford County Zoning Regulations are in need of updating to address WECS, Solar Power Plants, Battery Energy Storage Systems, Carbon Capture and Storage Systems, Cryptocurrency Mining Systems, Bitcoin Mining Systems, and Data Mining Centers. Therefore, the Crawford County Planning and Zoning Board is to complete a comprehensive review and update of the County Comprehensive Plan, to revise the current County Zoning Regulations with an emphasis on standards that might authorize, limit, restrict, or prohibit WECS, Solar Power Plants, Battery Energy Storage Systems, Carbon Capture and Storage Systems, Cryptocurrency Mining Systems, Bitcoin Mining Systems, and Data Mining Centers, to review the current and potentially adopt zoning boundaries and make recommendations thereon, and to conduct public hearings thereon, for the safety and welfare of Crawford County residents.

WHEREAS, the Board of County Commissioners' powers under K.S.A. 19-101a et seq. include the power to impose temporary moratoria on activity within the county while the Board of County Commissioners investigates and develops regulations with respect to that activity.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Crawford County, Kansas:

Section 1. A moratorium is hereby adopted on the approval of any requests to use Crawford County roads, resources, or infrastructure for the purposes of the construction of any WECS, Solar Power Plants, Battery Energy Storage Systems, Carbon Capture and Storage Systems, Cryptocurrency Mining Systems, Bitcoin Mining Systems, and Data Mining Centers within the unincorporated areas of Crawford County and the issuance of any permits that would include WECS, Solar Power Plants, Battery Energy Storage Systems and Carbon Capture and Storage Systems, Cryptocurrency Mining Systems, Bitcoin Mining Systems, and Data Mining Centers are suspended as indicated within this resolution. This moratorium will expire on December 31, 2026.

Section 2. No WECS or Solar Power Plants shall be constructed within any unincorporated area of Crawford County prior to December 31, 2026. For the purposes of this resolution, a WECS and/or Solar Power Plants shall include all electricity generation facilities comprised of multiple wind turbines and/or solar panels generating electrical power for sale and off-site use. This prohibition includes any construction activity to install roads, turbine foundations, or other infrastructure intended to be used for the purposes of a WECS, Solar Power Plant, Battery Energy Storage System, Carbon Capture and Storage System, Cryptocurrency Mining Systems, Bitcoin Mining Systems, and Data Mining Centers. This prohibition does not include any soil testing, wind measurement, or other activities in preparation for the commencement of a WECS project, Solar Power Plant, Battery Energy Storage System, Carbon Capture and Storage System, Cryptocurrency Mining Systems, Bitcoin Mining Systems, and Data Mining Centers.

Section 3. All County officials, agencies, staff, agents, commissions, and/or boards charged with the responsibility to approve, license, permit, or otherwise authorize the establishment and/or construction of WECS facilities, Solar Power Plants, Battery Energy Storage Systems and/or Carbon Capture and Storage Systems, Cryptocurrency Mining Systems, Bitcoin Mining Systems, and Data Mining Centers on property within the unincorporated area of Crawford County are directed to suspend the granting such approval, licenses, permits, or authorization for the period stated in this resolution.

Section 4. During the term of this moratorium, the Board of County Commissioners intends to take steps to update its Comprehensive Plan and to update its current zoning regulations and to review other potential regulatory options for Crawford County.

Section 5. This moratorium may be extended for additional periods by resolution approved by the Board of County Commissioners.

Section 6. Each violation of this resolution shall be punishable by a fine of up to \$5,000 per day, per offense. In addition, Crawford County may require the immediate cessation and abatement of any violation. In addition to the fine provided for herein, this Resolution may be enforced by an action for injunction to prevent or abate any violations or threatened violation, which shall be enforced by the Crawford County Counselor or his designee.

Section 7. If any section of this Resolution shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of this Resolution as a whole or any part or provision thereof, other than the part declared invalid or unconstitutional.

Section 8. This resolution shall take effect and be in full force and effect after its adoption and publication in the official county newspaper and shall remain in effect until December 31, 2026. The County Clerk is directed to publish this Resolution once in the official county newspaper.

Section 9. Crawford County Resolution 2024-042 adopted by the Board of County Commissioners on December 10, 2024 is hereby rescinded.

ADOPTED, APPROVED AND GIVEN under our hands at the Courthouse in Girard, Crawford County, Kansas, this 12th day of December, 2025.

Tom Moody, Chairman
Bruce Blair, Commissioner
Carl R. Wood, Commissioner

ATTEST:

Lisa Lusker, County Clerk

Misc.

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