

**TOWNSHIP OF MONROE
CUMBERLAND COUNTY, PENNSYLVANIA**

RESOLUTION 12 - 2013

WHEREAS, the Board of Supervisors of Monroe Township recognizes the economic, cultural, social and historic importance of agricultural uses of land in Monroe Township, Cumberland County, Pennsylvania; and

WHEREAS, the Board of Supervisors of Monroe Township recognizes the enactment of laws by the Commonwealth of Pennsylvania to encourage the development of alternative energy sources and systems generating electricity through renewable and environmentally beneficial practices; and

WHEREAS, the Board of Supervisors of Monroe Township recognizes the enactment of "Clean and Green" laws and regulations by the Commonwealth of Pennsylvania to provide preferential tax assessment to owners of land used for agricultural purposes; and

WHEREAS, the Board of Supervisors acknowledge Sheldon B. Brymesser's installation of an alternative energy system, namely a solar energy field, to generate electricity for agricultural and dairy farm uses on contiguous lands owned by Sheldon B. Brymesser and Mary Ann Brymesser; and

WHEREAS, the Board of Supervisors of Monroe Township fully support Sheldon B. Brymesser's installation and use of renewable alternative energy system to generate electricity to assist with the costs of operating the agricultural and dairy farm uses on contiguous lands owned by Sheldon B. Brymesser and Mary Ann Brymesser; and

WHEREAS, the Board of Supervisors of Monroe Township believes that determinations made by the Cumberland County Assessment Office and the Cumberland County Board of Assessment Appeals to reduce Sheldon B. Brymesser's acreage of land subject to a "Clean & Green" tax preferential assessment because of the installation and use of renewable alternative energy system to generate electricity of the are contrary to the spirit of the "Clean & Green" Act; and

WHEREAS, the Board of Supervisors of Monroe Township believes that determinations made by the Cumberland County Assessment Office and the Cumberland County Board of Assessment Appeals to reduce Sheldon B. Brymesser's acreage of land subject to a "Clean & Green" tax preferential assessment because of the installation and use of renewable alternative energy system to generate electricity discourages individual and business investment in alternative energy systems intended to promote renewable and environmentally clean energy sources; and

WHEREAS, the Board of Supervisors of Monroe Township believes that determinations of the Cumberland County Assessment Office and the Cumberland County Board of Assessment Appeals to reduce the area of land Sheldon B. Brymesser's acreage of land subject to a "Clean &

Green" tax preferential assessment because of the installation and use of renewable alternative energy system to generate electricity have the adverse effect of discouraging the use of modern, alternative energy sources and systems to assist with the agricultural and dairy farm uses of land in Monroe Township, Cumberland County, Pennsylvania; and

WHEREAS, the Board of Supervisors of Monroe Township believes that determinations of the Cumberland County Assessment Office and the Cumberland County Board of Assessment Appeals to reduce Sheldon B. Brymesser's acreage of land subject to a "Clean & Green" tax preferential assessment because of the installation and use of renewable alternative energy system to generate electricity are contrary to Cumberland County policies encouraging the agricultural uses of land; and

WHEREAS, the Board of Supervisors of Monroe Township believes that the narrow, self-serving interpretation of the "Clean & Green" Act by the Cumberland County Assessment Office and the Cumberland County Board of Assessment Appeals is punitive in nature, erroneous and not appropriate in consideration of the circumstances presented in this particular case.

NOW, THEREFORE, in consideration of the foregoing preambles, acknowledgments and representations, it is hereby **RESOLVED**, this 10th day of October, 2013, that the Board of Supervisors of Monroe Township hereby supports the appeal of Sheldon B. Brymesser docketed to No. 2013 - 1700 in the Court of Court Common Pleas of Cumberland, and further strongly opposes the determinations of the Cumberland County Assessment Office and Cumberland County Board of Assessment Appeals which removed part of lands owned by Sheldon B. Brymesser from a "Clean & Green" enrollment as a result of his installation of an alternative energy system (solar panel field) for use on his lands to generate clean electrical energy for use with agricultural and dairy farm operations on contiguous lands owned by Sheldon B. Brymesser and Mary Ann Brymesser.



A. W. Castle, III, Chairman

*Margaine E. Metzger
Sec. - Treas.*



Samuel M. Simmons, III



Philip F. Kehoe