

# PLANNING & ZONING STAFF SUMMARY REPORT

# MEETING DATE: September 20, 2022

**CASE # ETZ 2022-14** 

ACTING BOARD	ROSWELL-CHAVES COUNTY EXTRATERRITORIAL PLANNING AND ZONII COMMISSION			
ACTION REQUESTED:	Special Use Permit for a Community Solar Project in the C-1 Commercial District			
LAND OWNER &	Walter and Cheryl Johnson a.k.a W.W. J Enterprises, Inc			
AGENT:	Louth Callan Renewables LLC d.b.a. 1804 E 2 <sup>nd</sup> St. Solar LLC			
LOCATION &	1804 E. 2 <sup>nd</sup> Street			
LEGAL:	A part of the NW/4NE/4 and NE/4NW/4 of			
	Section 3, T.11S, R.24E.			
ITEM SUMMARY	Mr. and Mrs. Johnson and 1804 E 2 <sup>nd</sup> Street Solar are proposing a 1.5 MW community solar facility on 8.55 acres of a 14.85 acres parcel of land located between 2 <sup>nd</sup> St. and Alameda Street.			
SUPPORTING DOCUMENTS	Staff Report, Application, Warranty Deed, Development Plan & 1804 E 2 <sup>nd</sup> Street Solar Information, Vicinity Map.			

**SUMMARY BY:** Louis Jaramillo –Planning & Zoning Director

# STAFF'S REPORT CASE # ETZ 2022-14

Mr. and Mrs. Johnson and 1804 E 2<sup>nd</sup> Street Solar are requesting a Special Use Permit for a 1.5 MW community solar facility on approximately 8.55 acres. The proposed solar facility would be located on the southernmost vacant portion of the 14.85-acre lot. This property is zoned C-1 Commercial District. The northern portion of the lot would continue to be using by the Johnson's commercial business Johnson Boring Inc.

This property received approval for a rezone in 2019 to Commercial (ETZ Case 2019-16) due to the operation of Johnson Boring Company on this site. Johnson Boring Company has continued to operate with the northern half of the lot. The southern part remains vacant and is no longer farmed by the Johnson family.

The City of Roswell recently approved a rezone to Industrial-Conditional Use for a Community Solar Facility, for the property just west of this proposed site, that would feed into the same line as this project. Staff has included some of the City's report in this packet for your review.

The property to the north and across 2nd Street is farm land, the properties to the south are vacant, the properties to the southwest are residential dwellings, all zoned R-S Residential District. The RV park to the west is zoned Commercial District. The property to the east is zoned Industrial District.

The proposed site plan indicates the facility would be access from E. 2<sup>nd</sup> Street at a new access point along US 285. This proposed access point would require NMDOT approval. The proposed site plan does not show access onto Alameda St. and therefore will not be permitted access onto Alameda St. except as allowed by the Chaves County Road Department Director.

1804 E 2<sup>nd</sup> St. Solar has provided a development plan showing the solar panels ground based. The solar facility would be fenced. (See Project Description for details.) The facility shall tie into the overhead electric line that runs along Alameda Street on the north side. Xcel Energy is unable to determine if they will be able to accept both 2.25-megawatt community solar facilities on their distribution line.

Article 25 of the Roswell-Chaves County Extraterritorial Zoning Ordinance No. 80-1 states that a Special Use Permit shall not be transferable from one property owner or location to another. Article 25 lists four considerations the Commission must determine dealing with public health and safety. It also states six reasons for granting a Special Use Permit and notes thirteen development restrictions or conditions the Commission may require as part of the approval such as screen fencing, additional setback requirements and size of the array farm, just to name a few. Finally, Article 25 gives reasons for revoking or terminating the Special Use Permit, such as but not limited to, failure to begin construction, the restrictions and conditions have not been met, or the use becomes detrimental to the public's health and safety.

Should the subject request receive favorable consideration, Staff recommends the following Conditions of Approval:

- 1. Failure to complete the construction of the community solar facility within ten years shall result in the Special Use Permit being terminated.
- 2. 1804 E 2<sup>nd</sup> St. Solar shall apply for any necessary building and electrical permits for construction of the community solar facility within one year of being award the solar project.
- 3. A twenty-four (24) feet wide hard pack, weather proof, service road shall be required within the facility along the perimeter of the solar panels with an adequate turn around areas at the midway point of the facility for fire truck and emergency vehicles accessibility.
- 4. 1804 E 2<sup>nd</sup> St. Solar shall utilize the existing electric transmission lines in the area.
- 5. 1804 E 2<sup>nd</sup> St. Solar shall provide a de-commissioning and restoration plan for this property.
- 6. All lighting used on-site shall be shielded from traffic, surrounding properties and shall comply with the NM Night Sky Act.
- 7. All solar panels and their foundations shall be setback from all adjacent property lines a minimum of fifty (50) feet.
- 8. Mr. and Mrs. Johnson shall have one year to transfer ownership of the tract used for the SUP into a corporation or LLC for which they shall be primary partners, trustees, or directors of the corporation or LLC.

# Findings of Fact:

- 1. The proposed solar facility would be a low impact industrial use in a vacant area and would be an economic benefit to the community.
- 2. The proposed solar facility may conforms with the requirements for approval as stated in Article 25 of the Roswell-Chaves County ETZ Ordinance 80-1.
- 3. Owner's within 100 feet of the proposed Special Use Permit have been notified by certified mail, per Section 2.5 of the Roswell-Chaves County Extraterritorial Zoning Ordinance No. 80-1. No protest letters have been received at the time of this writing.
- **4.** Planning and Zoning Staff have advertised this meeting in the local Roswell Daily Record 15 days prior to today's public hearing per the Roswell-Chaves County Extraterritorial Zoning Ordinance No. 80-1.



# CHAVES COUNTY/ETZ ZONING ORDINANCE APPLICATION FOR A SPECIAL USE PERMIT

Case Number: ETZ Case 2022-14 Date Received: 7-19-	22 Fee: # 300 =
Name of Property Owner: Walter Johnson Phone N  Mailing Address: 1710 E. 2nd St, Roswell, NM 88201  Name of Applicant: 1804 E. 2nd Street Solar, LLC	fumber: (575) 317-4031
Mailing Address: 921 Thrall Ave Home Pl	hone Number:
O. #5-14 OT 00070	S Phone Number: (860) 814-4379
Applicant Status: ☐ Owner ☐ Agent 🔀 Tenant ☐ Other	*Leased by Louth Callan Renewables
Site Address: 1804 E. 2nd St, Roswell, NM 88201  Property Legal Description: S: 3 T: 11S R: 24E NE4NW4 E 340' S 1250' N 1300' M/L LESS V  (INCLUDES 13.20 ACRES OF WATER RIGHTS), BK 688 PG 1466 WD (CORR) UPN: 4-  Present Land Use: Personal & utility contracting business equipme	137-062-246-015-000000
Intended Land Use: Ground mount solar array	
Present Zoning: Commercial C-1 & Overlay Districts Size of Development	in Acres: 6 acres
Reason for Request (Attach sheets if more space is needed): Due to location	being within 2 miles of
Roswell city limits, is under the ETZ zoning authority. This project	would fall under the
"community solar" guidelines, thus will require a SUP as it is not z	oned as I-1 Industrial.
	Copy of Deed Attached:
I ACKNOWLEDGE THAT I HAVE BEEN INFORMED OF THE DAT OF THE PUBLIC MEETINGS WHICH I OR MY AGENT MUST ATT THE REQUIREMENTS OF THIS APPLICATION.	TES, TIMES, AND LOCATIONS TEND IN ORDER TO FULFILL
Walter Johnson	7/18/2022
Owner's Signature 09F2FF69E6434D0	Date

### LOUTH CALLAN RENEWABLES LETTERHEAD

July 19, 2022

Louis Jaramillo Chaves County Planning and Zoning #1 St. Mary's Place, Suite #170, Roswell, NM 88203 louis.jaramillo@chavescounty.gov

RE: SUBJECT

Dear Mr. Louis Jaramillo

Enclosed herewith please find copies of the following:

- Completed Special Use Permits
- Completed Building and Electric Permits
- Signed and stamped site plans and IX sets
- Lease Agreements
- Decommissioning Plans
- Statement of Purpose
- Owner's Deed (East Brasher only)

for our permitting application(s) for:

- 3720 East Brasher Rd, Roswell, NM 88203 East Brasher Road Solar, LLC
- 1804 E. 2nd Street, Roswell, NM 88201 1804 E 2<sup>nd</sup> Street Solar, LLC

Louth Callan Renewables aims to acquire permits for two projects within Chaves County, NM for community solar sized ground-mount projects. These projects are located along East Brasher Road (3 MW AC) and 1804 E. 2<sup>nd</sup> Street (1.5 MW AC). At this stage within the permitting process, we are looking to receive feedback on the current state of our permit applications. All of the previously mentioned documents will be stored within a Dropbox for viewing.

Sincerely,	
Justin Pau	
Name of person submitting	

Enclosures: A/S

cc: Marrs Griebel Law, Ltd. 1000 Gold Ave. SW Albuquerque, NM 87102

## **DECOMMISSIONING PLAN**

## 1. Project Description

Louth Callan Renewables LLC is proposing to develop a solar energy farm in [1804 E 2<sup>nd</sup> Street Solar]. A solar array consists of photovoltaic panels that transform sunlight into usable energy. The facility will have approximately 3,456 panels transforming sunlight each day into usable energy that is fed into the regional electric grid. Annually the project will generate enough electricity to power over 246. Estimated operational life of the project will be 25 years with option to extend.

The project consists of a 1.5 Megawatt ("MW") solar array to generate power that will be sold under a long-term contract to SPS/Xcel Energy under the Community Solar Program. The Community Solar Program is being established to promote the construction of small scale renewable energy projects in New Mexico.

## 2. Construction

The solar energy farm will be located on a property that is currently **vacant land**. The ground-mounted solar panels will belocated within a fenced area approximately **8.55 acres in size**. A gravel road will be constructed to access the solar panels within the fenced area. Each solar panel will rest on a galvanized steel and aluminum frame and will be located on a **ground screw**. Utility trenches will be excavated to install the underground electrical lines leading to each string of solar panels. Once the utilities are installed the utility trench will be filled and seeded to maintain a consistent native surface. Concrete slabs will be installed to hold the necessary inverters/transformers required to operate the solar array.

## 3. Decommissioning Process

This section sets out the details and different steps of decommissioning the solar farm.

## a) Deconstruction: DC-Cabling

All inverter systems and electrical components of the PV-System will be switched off. In following all plug-in connectors and string cables will be disconnected. To remove the cables which are laid in the ground, all cable trenches will be opened. In the following all cables will be removed and separated. After the uninstalling of the wiring the materials will be deposed in accordance to the disposal regulations for metal waste which applies at the installation site at the time.

## b) Deconstruction: PV-Modules

All PV-Modules would be removed and separated from mounting system and removed from the site. After removal the PV-Modules will be reused or recycled.

## c) Deconstruction: Inverters / Transformers / Substation

After the uninstallation of the entire monitoring system (cabling + components) the inverter / transformer stations as well as the substation will be removed from the site. The concrete foundations will be removed and the holes will be filled with soil. The transformer stations will be removed and disposed in accordance with the disposal regulations for metal and concretewaste which apply at the installation site at the time.

## d) Deconstruction: Mounting System

The mounting system will be removed completely. The deconstruction shall proceed as follows:

- I. module carrier system
- II. purlin profiles
- III. posts

The disposal of the materials will be done inaccordance with the disposal regulations for metal waste which applies at the installation site at the time.

## e) Deconstruction: AC- Cabling / Earthing

All AC-cables and combiner boxes will be disconnected and removed. To remove the cables which are laid in the ground, all cable trenches will be opened. In the following all cables and earth stripes will be removed and separated. The cable trenches will be back filled and paved again. After the uninstalling of the entire wiring the materials would be disposed in accordance to the disposal regulations for metal waste which applies at the installation site at the time.

## f) Deconstruction: Fence and Alarm System

All parts of the fence as well as the alarm system will be removed. The disposal of the materials follows in accordance with the disposal regulations for metal waste which apply at the installation site at the time.

## g) Ground Regulation

When the decommission works are completed the land will be returned to its original state.

All equipment and fixtures removed from the solar farm will either be reused, recycled, or disposed of at the time of decommissioning. Upon decommissioning of this solar farm, reuse of the solar panels will be the priority. If reuse is not feasible, the solar panels will be recycled in accordance with the PV CYCLE USA waste management scheme, or similar. Items that are not able to be reused or recycled will be disposed of in accordance with local rules and regulations.

### 4. Cost

Based on the value of recyclable materials that make up the solar farm, it is expected that the salvage cost will outweigh the labor cost to remove the materials and restore the site. We have researched the current price estimates for the disassembly & disposal of the solar equipment, site restoration, and value of salvageable materials and have made the following assumptions:

 Current labor costs have been approximated to be \$25 per hour for the state of New Mexico, according to the New Mexico Department of Workforce Solutions. We have assumed 2.5% inflation per annum over lifetime of the projects (25 years).  PV modules have been assumed to have salvageable value that is 15% of the original cost.

The said	Projected Cost of Deco	ommissioning
	Labor Cost	
Item	Tasks	Estimated Current Labor Cost
1	Remove PV Modules	\$11,250.00
2	Remove Inverters	\$1,755.00
3	Remove Transformer	\$1,263.40
4	Dismantle and Remove Racking Frames	\$15,470.00
5	Dismantle and remove Racking Posts	\$5,587.68
6	Remove LV Wiring	\$2,482.20
7	Remove MV Wiring and equipment	\$4,576.80
8	Remove Fence	\$5,832.90
9	Remove Concrete	\$785.61
10	Remove Gravel	\$7,541.81
11	Re-seed	\$16,650.00
12	Transportation costs	\$4,910.03
	Total Cost	\$78,105.73
	Salvageable Parts and	Materials
Item	Parts / Materials	Estimated Current Salvageable Cost
1	PV Modules (15% of original amount)	\$105,390.72
2	Inverters / Transformers	\$1,452.50
3	Racking Frame	\$21,951.86
4	Racking Posts	\$8288.02
5	LV Wiring (aluminum/copper)	\$37,271.35
6	MV Wiring (aluminum)	\$298.08
7	Chain Link Fence	\$2,962.02
	Total Salvage Value	\$177,614.55
	Net Decommissioning Cost	-\$99,508.82

# 5. Force Majeure

An exception to these requirements will be allowed for a force majeure event, which is defined as any event or circumstance that wholly or partly prevents or delays the performance of any material obligation arising under the Project permits, but only to the extent:

- Such event is not within the reasonable control, directly or indirectly, of Louth Callan Renewables LLC (including without limitation event such as fire, earthquake, flood, tornado, hurricane, acts of God and natural disasters; war, civil strike or similar violence);
- Louth Callan Renewables LLC has taken all responsible precautions and measures to
  prevent or avoid such event or mitigate the effect of such event on Louth Callan
  Renewables LLC's ability to perform its obligations under the Project permits and which,
  by the exercise of due diligence, it has been unable to overcome; and

• Such event is not the direct or indirect result of the fault of negligence of Louth Callan Renewables LLC.

In the event of force majeure event, which results in the absence of electrical generation by one or more solar panels for 12 months, Louth Callan Renewables LLC will demonstrate to MDEP by the end of the 12 months of non-operation that the Project, or any single solar panel, will be substantially operational and producing electricity within 24 months of the force majeure event. If such a demonstration is not made to MDEP's satisfaction, the decommissioning of any single solar panel only (and no other part of the Project that is operational) or if the entire Project is not substantially operational and producing electricity, then decommissioning of the Project will be initiated 18 months after the force majeure event.

# 1804 E 2ND ST SOLAR

1.848 MWDC - 1.500 MWAC SOLAR PROJECT





# 1 LOCATION MAP G001 SCALE NTS

PE	OF V	VOF	K:
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PROJECT DETAILS				
PROJECT DWNER	LOUTH CALLAN RENEWABLES			
PROJECT ADDRESS	1804 E 2ND ST, ROSWELL, NM 86221			
PROJECT LOCATION	33 392262 - 104 497040			
TAX ID:	4-127-362-200-071-030030			
LANDOWNER	WALTER WILMAR JOHNSON JR			
PROJECT AREA	- 8.55 ACRES			
ROW-TO-ROW SPACING	17.5 F1			
FREE ROW SPACING	9.7 FT			
HTCIW YARRA	7.8 FT			
SETBACKS	MIN 15 FT FROM PROJECT BOUNDARY			
ATM TE A	Makes Park Bridge			

4 SCOPE OF WORK AND PROJECT DETAILS G001) SCALE NTS

## ENGINEERED AND DEVELOPED BY:



SYSTEM SUMMARY				
BY MIDDLE WANDFACTURER	TRINA BOLAR			
TV MODULE TYPE	(FEMACINE DUTLIS AND SEASON THE MADOLITE (12 MADOLITE)			
PV MODULE DUTPOT (ET 2)	1.70mg			
13"A: A.D. DEFN WOOLLES	3/60			
10"A: 50: 0F 81HW25	50			
M 3150, 950 7528 51 20013	St.			
WAX VOLTAGE PER VIDIOLE	1927			
MAX YOU TAGE PER STINNING	1478.34			
PRYENTER MANUFACTURES	OHNT FOWER BYSTEMS			
NAMES I LAST	CPESCHISKT, ADUSARS			
ENVERTER ACCOUNTED FORMER.	125 NOV			
LOUAL SO DE RIVERTERS	12			
MONTH SEVERAL COM	##43.E AMS (AMS OF #21A 120); 18.F 4675-467			
AS-RAS DIEXTREME WHITING TEARS	-18.4°C			
AS-TAC DREXTREME WAX (N 22 YEARS)	42.1%			
WAX DC SYSTEM VOLTACE	1900 V			
ACSYSTEM VOLTAGE	603 V & INLESTER OUTPUT 12 47 KV & FULL			

### SHEET INDEX:



SHEET INDEX

COVER SHEET

LOUTH CALLAN RENEWABLES

1804 E 2ND ST SOLAR

1804 E 2ND ST, ROSWELL, NM 88201

G001



SYSTEM SUMMARY			
PV V DOUGE V FRUHSCHERER	FRASSARF		
PER PROPERTY IN	FEACH, DUAL CLASS VY, SCHOOLING MISKIES (TS MISKES MC 12)		
PV V DOUGE DUTFOT (BTC)	535Ag		
DEALING OF FUNDOUSSES	24%		
10"ALNO OLEDNASE	1/2		
VOCULES PER EFFINO	Ju Ju		
MAY 70, TACE YET MODILE	1117		
WAX VOLTAGE REP STRIKE	1473.27		
NVERTER VANSFACTURES	DHAT POWER SYSTEMS		
BLVE-PLEM TAPE	STARROTY VEHTER (DPG CONTENT) MONIGHOUS		
BANCATOL DATABLE SATISFARM	125 (87		
D'ALNO O' INVERSESS	12		
MORPHER SYSTEM	ADVUTE NO FRANCE TRANSPORT TRACTOR		
ASSEMBLE DIRECTORS ME MICH (ONLY 15ART):	.16.4*		
ACHRAE DISENTATINE MAX (#=20 HEX-S)	42 Y C		
WAX DC BYETEW VOLTAGE	1900 V		
ACCENTIFIED OF THE PERSON ACCENTAGES	630 / BENVET ET OUT NOT 10 4/ M 2 FCC		





3 OVERALL VIEW E100 SCALE 1"=350"

0 - ACTORT-EREATTMERHALE 4.000 TOUTLEFF FOR - 24AVYERSER - SJANI SEKTOVER - SIER FOLK

4 EQUIPMENT LAYOUT
SCALE: NTS



i danca	11199(#2400EFS
A 10000	CONTRACT.
	DESCRIPTION

LOUTH CALLAN RENEWABLES

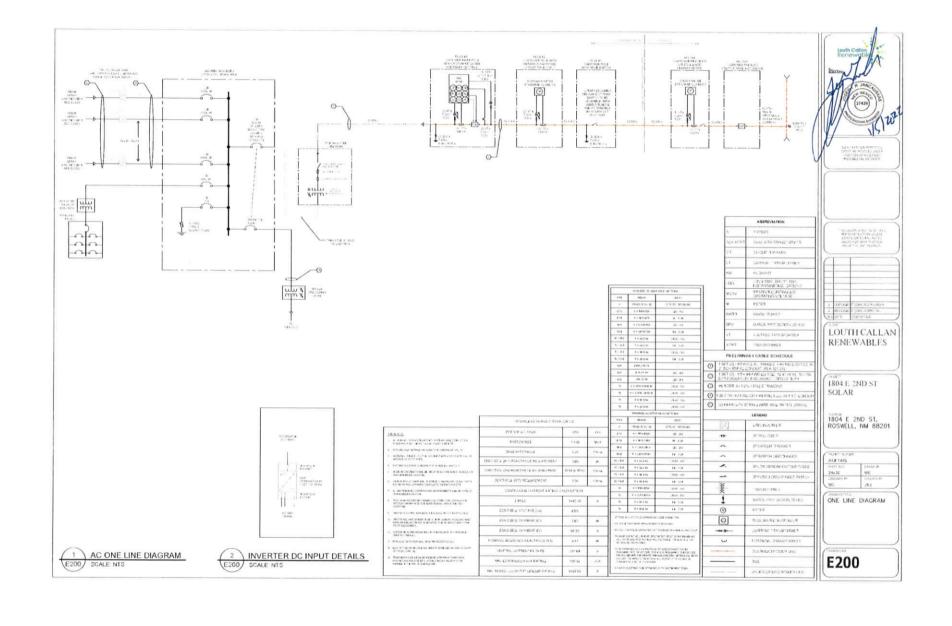
1804 E 2ND ST SOLAR

1804 E 2ND ST, ROSWELL, NM 88201

AER 1445	
Call Sec.	CTACK \$1
24/36	MC.
342A228x	14043.0
MC	JRJ

OVERALL SITE PLAN

E100





# **Preliminary**



# 550W

MAXIMUM POWER OUTPUT

21.0% MAXIMUM EFFICIENCY

0~+5W POSITIVE POWER TOLERANCE

#### Comprehensive Products and System Certificates









# 15M-DEG19MC.20(II) 530-550W High customer value

- . Lower LCCE (Levelized Cost Of Energy), reduced BOS (Balance of System) cost.
- Lowest guaranteed first year and annual degradation; extended 30 year
- . Designed for compatibility with existing mainstr
- · Higher return on investment

### High power up to 550W

 Up to 21.0% module efficiency with high density interconnect technology Multi-busbar technology for better light trapping effect, lower series resistance

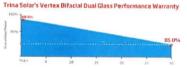


### High reliability

- Minimized micro-cracks with invovative non-destructive cutting technology
- Ensured PID resistance through cell process and module material control.
- · Resistant to harsh environments such as salt, artimonia, sand, high temperature and high humidity areas
- Mechanical performance up to 5400 Pa positive load and 2400 Pa negative load. Certificated to fire class A

#### High energy yield

- Excellent (AM (Incident Angle Modifier) and low era validated by 3rd party certifications
- \* The unique design provides optimized energy production under inter-row
- . Lower temperature coefficient (-0.34%) and operating temperature . Up to 25% additional power gain from back side depending on albedo

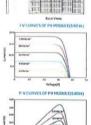


# **V**ertex

### BIFACIAL DUAL GLASS MONOCRYSTALLINE MODULE

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DETRICAL DATA (STC)					
Feak Power Watts-Pres (Wp)*	590	395	540	545	550
Power Tolerance-Print (W)			0-+5		
Harmum Power Voltage-Ver-(V)	31.0	31.2	91.4	31.6	31.0
Haximum Power Current-Sev (A)	17.11	17.16	12.51	17.24	17.29
Open Circuit Voltage-Viv (V)	37.3	37.5	37.2	37.9	391
Phort Grow't Current-Iv (A)	18.19	38.24	19.30	18.95	19.39
Hodule Efficiently q + (%)	20.3	20.5	20.7	20.9	21.0
TC Braduma 1000wine <sup>4</sup> , Cell Temperature 21* Peasuring otherwise 3.0%	C.Air Plans APICS				
ectrical elianacterisches sydth diffees	nel propose tale	reference to 8	Ph friadunce r	ettej	
fotal Equivalent power -Peix (Wp)	567	573	570	583	569
Secimum Power Voltage-Wer (V)	31.0	312	31.4	21.6	33.6
Kaelmune Power Current-bee (A)	18.31	18.76	1841	18.45	1850
pen Crouit Valtage Vix (V)	37.9	37.5	37.7	37.9	38.1
Port Grouit Current In (A)	19.46	1932	1956	19.63	19.68
radiance ratio (rear/front)			10%		
ion & facility 70y 2%					
ECTRICAL DATA (RIPLOT)					
Maximum Power-Froz (Wp)	407	411	415	420	423
Saximum Power Voltage-Vee (V)	29.2	29.4	29.6	59.0	30.0
fairimum Power Current-live (A)	13.99	13.97	14.02	14.07	14.10
open Circuit Voltage-Vix (V)	35.6	35.7	35.9	36.1	36.3
Port Circuit Current-by (A)	1464	14.60	14.72	14.77	14.60
NCT Instance at 000m of Ambura Sergera	are PPC mosts	pend lank			

Open Circuit Voltage-Vix (V)	35.6	35.7	35.9	16.1	36.3
Short Circuit Current-b: (A)	1464	14.60	14.72	14.77	14.60
SINCE Insidence at 000 learn? Ambert 1	leoperature 20°C most i	re20% most speed bern			
REPRESENTATION DATA					
Selar Cells	Monocrystalline				
No. of cells	110 cells				
Module Dimensions	2984+1096+95	mm (93.86+43.	5×1.36inches)		
Weight	32.6kg(71.9h)				
Front Glass	2.0 mm (0.08 inc	nes), High Trans	mission, All Coat	ed Heat Streng	thened Glass
Encapsulant material	POE/EVA				
Back Class	20 mm (0.09 mc	hes), Heat Stren	gthened Glass (V	white Orld Class	1
Frame	35mm(1.38 inche	ns) Anodired Ali	minium Alloy		
- Dex	PSBrated				
Cables	Photovoital: Technology Cable 4.Denn <sup>2</sup> (0.006 inches <sup>2</sup> ).				
	Portrait 260/26				
	Landscape 2050	V2050 mm(80.7	1/9071 inches)		
Connector	ME4 EVO2/154				

THE RATURE BATHIES		HARIPUM BATINGS		
NHOT permanental derivating temperature	39°C(±3°C)	Operational Temperature	40~-65%	
Femperature Coefficient of Proc	-0.3496/°C	Haximum System Voltage	1500V DC (GC)	
Temperature Coefficient of Vis.	-0.25%/°C	Max Series Fune Rating	40A	
Temperature Coefficient of his	0.04%	ACTUAL CONTRACTOR AND CONTRACTOR		
(Disect services Futus in Combiner Bea with two in	movestrange in purpose	is amount therig		
KARRANTY		PACKAGING CONFIGURATION		
12 year Product Workmanship Warranty 30 year Power Warranty		Modules per box: 31 pieces Modules per 40' container: 550 pieces		
D. SERV. Samuel Days of Street, Laboratory				



CAUTION: READ SAFETY AND INSTALLATION INSTRUCTIONS BEFORE USING THE PRODUCT 

Place where product warrants for deputs.



	T2:14:1	2031	
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(B)	9416	SERVICE.

### LOUTH CALLAN RENEWABLES

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SOL	AI	2	

1804 E 2ND ST, ROSWELL, NM 88201

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П	AE# 1445		
П	\$110 Table	THINK IS	
П	24x36	ME	
П	2582092.81	.595929v	
П	L MG	18.1	

MODULE DATASHEET

E300





# 100/125kW, 1500Vdc String Inverters for North America



#### CPS SCH100/125KTL-DO/US-600

The 100 & 125kW high power CPS three phase string inverters are designed for ground mount applications. The units are high performance, advanced and reliable inverters designed specifically for the North American environment and grid. High efficiency at 99.1% peak and 98.5% CEC, wide operating voltages, broad temperature ranges and a NEMA Type 4X enclosure enable this inverter platform to operate at high performance across many applications. The CPS 100/125kW products ship with the Standard or Centralized Wire-box, each fully integrated and separable with AC and DC disconnect switches. The Standard Wire-box includes touch safe fusing for up to 20 strings. The CPS FlexOM Gateway enables communication, controls and remote product upgrades.

#### **Key Features**

- NFPA 70, NEC 2014 and 2017 compliant
- Touch safe DC Fuse holders adds convenience and safety
- CPS FlexOM Gateway enables remote FW upgrades
- Integrated AC & DC disconnect switches
- 1 MPPT with 20 fused inputs for maximum flexibility Copper and Aluminum compatible AC connections



100/125KTL Standard Wire-box





# CHINT POWER SYSTEMS AMERICA 2021/09-MKT NA

Chief Power Systems America 6800 Kell Center Parkerry, Suite 215 Pleasanton, CA 045oc lel 855-584-1168 Melt AmericaSales@chiefpower.com Viels: www.s.had.org



NEMA Type 4X outdoor rated, tough tested enclosure

kVA Headroom yields 100kW @ 0.9PF and 125kW @ 0.95PF

Advanced Smart-Grid features (CA Rule 21 certified)

Generous 1.87 and 1.5 DC/AC Inverter Load Ratios

Standard 5 year warranty with extensions to 20 years

Separable wire-box design for fast service.

100/125KTL Centralized Wire-box

Max. PV Power Mex. DC Input Voltage

Operating DC Input Voltage Range Start-up DC Input Voltage Number of MPP Trackers

DC Surge Protection

Rated AC Output Power Max. AC Output Power Rated Output Yolkage

Rated Output Frequency Output Frequency Range

Max. OCPD Rating AC Disconnection Type

System Topology Max. Efficiency

Stand-by / Night Consumption Environment

Cooling Method Operating Temperature Range

Operating Attitude Audible Noise

User Interface and Display Inverter Monitoring

Remote Diegnostics / FW Upgrade Functions

Dimensions (WidthxD)

Weight

AC Termination

Safety and EMC Standar Selectable Grid Standard Smart-Grid Features

Standard<sup>®</sup> Extended Terms

To, 19 and 70 years

10, 19 and 70 years

10, 19 and 70 years

10 year make the further observation as going MFT Voltage flarge when sporting at new very IF

21 Year AC Adjusted From Voltage vice from MFT Voltage flarge and inspectate range of 30° to 440°C, 12°F to 45°F T) for 100° NFF 15 8 and 120° NFF 50° N

CPS SCH100KTL-DQ/US-600

CPS SCH125KTL-DO/US-600

197.5kW 15000 960-1450Vdd 900V / 250W

275A 20 PV source circuits, pos. & neg fused (Str t PV output circuit, 1-2 terminations per pole, non-fused (Centralized Wire-box)

Load-rated DC switch Type II MOV (with indicatoc/remote signaling), Up=2.5kV, in=20kA (6/20uS)

100kW 100kVA (111KVA @ PF>0.9) 125kVA (132KVA @ FF>0.65)

600Vac 528-660Vac

3Φ / PE / N (Heutral optional)

96 2/100 84 120.3/127.0A

57-63Hz -0.99 (±0.8 mdjustable) -0 90 (±0.6 adjustable)

-39. 200A

Load-rated AC switch Type II MOV (with indicator/remote signaling), Up=2.5kV, in=20kA (8/20u5)

> 99.1% DR.5% <4W

NEMA Type 4X Variable spend cooling fans -22"F to +140"F /-30"C to +60"C (densiting from +113"F / +45"C)

40°F to +159°F / 40°C to +70°C maximus 0-100% 82028 / 2500m (no derating) <65dBA@1m and 25°C

LED Indicators, WFI + APP Modbus R5485 CPS FlexOM Gateway (1 per 32 inverters) SunSpor/CPS

45.29x24.25x9.84in (1150x616x250mm) with Standard Wire-box 39.37x24.25x9.84in (1000x618x250mm) with Centralized Wire-box leverter: 121bs / 55kg: Wire-box: 55bs / 25kg (Standard Wire-box); 33bs / 15kg (Centralized Wire-box) 16 - 90 degrees from horizontal (vertical or angled).

M10 Stud Type Terminal [30] (Wire range: I/GAWG - 500kcmil CU/AL, Lugs not supplied)
Screw Clamp Terminal Block (N) (#12 - 1/OAWG CU/AL)

Screw Clamp Fuse Holder (Wire range: #12 - #6AWG CU) - Standard Wire-box Busbar: M10 Bots (Wire range: #1AWG - 500kcml CUML [1 termination per pole]. #1AWG - 300kcmll CUML [2 terminations per pole]. Lugs not supplied) - Centralized Wire-20A fuses provided (Fuse values of 15A or 20A acceptable)

UL1741-SA-2016, CSA-C22 2 NO.107.1-01, IEEE1547a-2014; FCC PART15 IEEE 1547s-2014, CA Rule 21, ISO-NE

Volt-RideThru, Freq-RideThru, Ramp-Rate, Specified-PF, Volt-VAr, Freq-Wall, Volt-Watt

10, 15 and 20 years

INVERTER DATASHEET

AE# 1445

E301

Model Name

MPPT Votage Range<sup>1</sup> Max. PV Input Current (Inc x1.25)

Number of DC Inputs

DC Disconnection Type AC Output

Output Voltage Range<sup>1</sup> Grid Connection Type<sup>4</sup> Max. AC Output Current @6000Vac

Power Factor

Max. Fault Current Contribution (1-cycle RMS)

CEC Efficiency

Enclosura Protection Degree

Non-Operating Temperature Range Operating Humidity

Display and Communication

Site Level Monitoring

Modbus Data Mapping

Mounting / Installation Angle

Fused String Inputs Safety

1 MODULE DATASHEET E300 SCALE NTS

LOUTH CALLAN

RENEWABLES

1804 F. 2ND ST

1804 E 2ND ST, ROSWELL, NM 88201

SOLAR

# APPENDIX B LEASE AREA

An indicative Lease Area(s) of 6 acres are highlighted below to serve as a starting point in determining the final system design and location. Acreage associated with the Lease Area for the Operations Period may increase or decrease based on final system design.



## Notes:

- 1. This Exhibit may be replaced by a land survey and/or construction drawings of the Lease Area once received by the Tenant.
- 2. Any setback of the Lease Area from the Property's boundaries shall be the distance required by the applicable governmental authorities.
- 3. Width of access road shall be the width required by the applicable governmental authorities.
- 4. Any type, number, mounting positions, and locations of equipment are illustrative only. Actual types, number, mounting positions, and locations of equipment may vary from what is shown above.
- 5. Tenant will make best efforts to connect to the electrical grid and access the Facility for construction and maintenance via E. Alameda Street, provided, however, that such access shall comply with Applicable Law and all local and state approvals or requirements.

# APPENDIX C EASEMENT PARCELS

# Notes:

- 1. This Exhibit may be replaced by a land survey and/or construction drawings of the Easement Area once received by the Tenant.
- 2. Any location of the easement improvements, signage, gates, boundaries, or access to public rights of way shall be the distance required by the applicable governmental authorities.
- 3. Width of access road shall be the width required by the applicable governmental authorities.

## EXHIBIT E

## MEMORANDUM OF LEASE

# MEMORANDUM OF LEASE AND EASEMENTS

This Memorandum of Lease is entered into on this \_\_\_\_\_ day of June 2021 by and between Walter W. Johnson Jr. & Cheryl L. Johnson, having a mailing address of 1710 E. 2<sup>nd</sup> Street, Roswell, NM 88201 (hereinafter referred to as "Landlord") and Louth Callan Renewables, LLC, a Connecticut limited liability company, having a mailing address of 921 Thrall Ave, Suffield CT 06078 (hereinafter referred to as "Tenant").

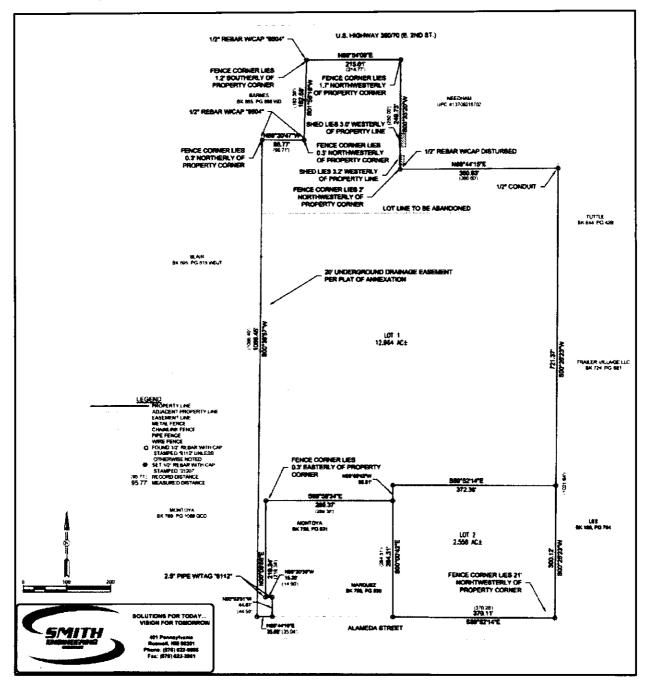
- 1. Landlord and Tenant entered into a certain Ground Lease ("Lease") on the \_\_\_\_\_ day of \_\_\_\_\_\_, 2021, for the purpose of installing, operating and maintaining a solar-powered electric generation facility ("Generation Facility") and easements for access and servicing the facility. All of the foregoing are set forth in the Lease.
- 2. The Lease includes a Development Period effective from the date of the Lease and for 730 days with options to extend the Development Period. The initial lease term will be 25 years commencing on the effective date of written notification by Tenant to Landlord of the start of the Operations Period Commencement Date, with options for two (2) periods of five (5) years each to renew, and then a Decommissioning Period of up to 180 days.
  - 3. The portion of the land within which the Lease Area where the Generation Facility and the supporting easements will be located is described in Exhibit 1 annexed hereto.
  - 4. This Memorandum of Lease and Easements is not intended to amend or modify, and shall not be deemed or construed as amending or modifying, any of the terms, conditions or provisions of the Lease, all of which are hereby ratified and affirmed. In the event of a conflict between the provisions of this Memorandum and the provisions of the Lease, the provisions of the Lease shall control. The Lease shall be binding upon and inure to the benefit of the parties and their respective heirs, successors, and assigns, subject to the provisions of the Lease.

LANDLORD	TENANT
	Louth Callan Renewables, LLC, a
By: Val	Connecticut limited Hability company By:
Name: Walter W. Johnson Jr.	Name: Nicholas Sylvestre
By: Chen I Johnson	Title: Managing Member/CEO
Name: Cheryl I). Johnson	

# **EXHIBIT B**

# STAFF SUMMARY FOR CASE: 22-020 ZOC & 22-021 CUP REQUEST FOR ZONE CHANGE FROM RMS TO I-1 & CONDITIONAL USE PERMIT

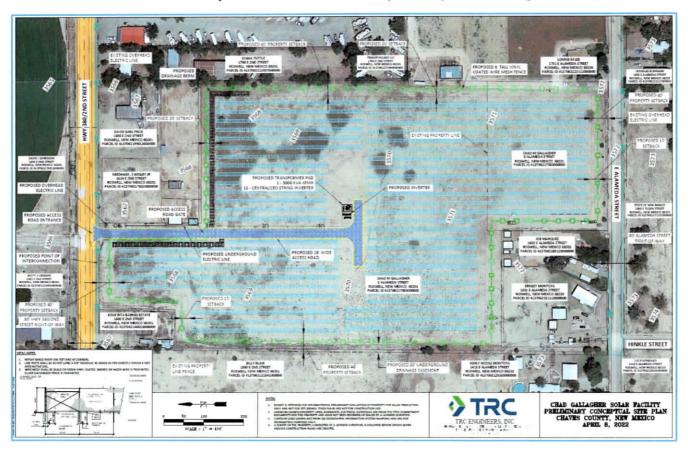
# **EXCERPT FROM GALLAGHER SUMMARY REPLAT FILED NOVEMBER 10, 2019**



# **EXHIBIT B**

# STAFF SUMMARY FOR CASE: 22-020 ZOC & 22-021 CUP REQUEST FOR ZONE CHANGE FROM RMS TO I-1 & CONDITIONAL USE PERMIT

**PRELIMINARY SITE LAYOUT (**See EXHIBIT G: *Preliminary Site Layout* for a larger version)



- 10. City of Roswell's Fire Marshall reviewed the project and has provided the following comments based on the 2015 IFC (International Fire Code):
  - · Maintain clear Brush Free Area;
  - A minimum 10' clearance required between arrays;
  - Create an additional access from Alameda Street or make the proposed Fire lane Access from Second Street through to Alameda Street;
  - Fire Access Lane must be 26' wide;
  - Per IFC 2015 503.2.3 "Access roads shall be designed and maintained to support the imposed loads of fire apparatus and shall be surfaced so as to provide allweather driving capability." (Imposed loads shall be at least 75,000 pounds);
  - Fire Marshall agrees with the proposed 40' setback from all property lines and a minimum of 20' between fence and solar arrays on all sides.

# **EXHIBIT B**

# STAFF SUMMARY FOR CASE: 22-020 ZOC & 22-021 CUP REQUEST FOR ZONE CHANGE FROM RMS TO I-1 & CONDITIONAL USE PERMIT

EXHIBIT K: Memo - PV Heat Island Effect

EXHIBIT L: Q CELLS Data Sheet

EXHIBIT M: SUNNY HIGHPOWER PEAK3 Data Sheet

**EXHIBIT N: Equipment & Glare Summary** 

EXHIBIT O: Gallagher Solar Decommissioning Plan

**EXHIBIT P: FEMA Map** 

17. EXHIBIT F: Draft Conditions of Approval is provided by Staff.

# V. Findings of Fact (Conclusions of Law):

- The lot under consideration for the proposed zone change from RMS to I-1 and the
  contiguous 12.9-acre lot zoned I-1 Light Industrial are both under consideration for a
  Conditional Use Permit for a Community Solar Facility. If used for Community Solar,
  the lot will generate a minimal amount of traffic, noise, and other activity once the
  solar panels and fencing are installed.
- 2. A notice of the time and place of the public hearing for this case was published in the Roswell Daily Record at least fifteen (15) days prior to the date of this hearing.
- Notifications of the public hearing were mailed via certified mail with return receipt requested to property owners of record, as shown by the Chaves County Assessor Map, with lots or land within one-hundred (100) feet of the area under consideration, excluding public rights-of-way.
- 4. This agenda, which includes this case, has been posted at City Hall and on the City of Roswell's website for over seventy-two (72) hours as required by State of New Mexico law for a public hearing.
- 5. As of the time of this writing, the Planning & Zoning Office has received one (1) written protest, zero (0) verbal protests, and zero (1) in person inquiry.
- 6. City of Roswell Zoning Ordinance Article 3, Section 9 Zone Changes authorizes the Planning & Zoning Commission to hold public hearings for zone changes.
- 7. Zoning Ordinance Article 28: C-1 Neighborhood Commercial District requires a Special Use Permit for Public utility/services/television stations. Article 30: C-2 Community Commercial allows Public utility/Service/radio/TV/cable as a permitted use.



# **EXHIBIT F**

FINAL CONDITIONS OF APPROVAL ZONING CASES 22-020 ZOC & 22-021 CUP APPLICANT: CVE NORTH AMERICA, INC 1612 E SECOND STREET

Note! These FINAL Conditions of Approval for Zoning Case 22-020 ZOC and 22-021 CUP include amendments, agreed upon by the project applicant, and made prior to approval by the City Council at the regular meeting held on July 14, 2022.

# I. General Conditions

- Approval of Zoning Case 22-021 CUP is contingent upon Roswell Planning & Zoning Commission's approval of the attendant Zone Change for Case 22-020 ZOC and Conditional Use Permit Case 22-021 CUP. Zoning Case 22-021 CUP hereby approves a 15.5 acre Community Solar Facility (Gallagher Solar Facility) for Applicant CVE North America, Inc., at property located at 1612 E Second Street and 1607 E Alameda Street in the City of Roswell, New Mexico. Property Legal Description Subd: GALLAGHER SUMMARY REPLAT Lot: 2 Quarter: NW S: 3 T: 11S R: 24E BK:814 PG:1170 WDJT.
- 2. If approved by the Planning & Zoning Commission, Zoning Case 22-021- CUP provides for the development and operation of the Gallagher Solar Facility located at 1612 E Second Street and 1607 E Alameda Street, as a 2.70 MW Community Solar Facility for a period of 35 years or longer.
- 3. The owner and/or operator shall procure a City of Roswell Operational Permit and/or City Business License before commencing operations.
- 4. Prior to commencement of operations, the owner/operator of Gallagher Solar Facility shall submit required construction plans and documents to the City's Community Development Office for Staff Review and approval.
- 5. Prior to submitting the building permit application and plan sets, the owner and/or operator shall provide the agreement with the State of New Mexico approving this site for a Community Solar Facility per New Mexico's Community Solar Act was enacted in 2021 (Senate Bill 84) and codified by NMSA 1978, Chapter 62 Article 16B.
- The Contractor for the Applicant shall secure building permits for all improvements for the Solar Facility through the City's Building Division and the Fire Marshal's office prior to the commencement of construction activities.



- 7. Zoning Cases 22-020 ZOC and 22-021 CUP shall be valid for 36 months from the effective date of said City Planning & Zoning approval, unless the applicant requests an extension of time and is granted by the Planning and Zoning Commission. Issuance of building permits for new construction, tenant improvements, and pursuit of construction will serve to vest the interest in 22-020 ZOC and 22-021 CUP.
- 8. Project Developer and Contractor(s) shall comply with all City requirements and permits during the construction period, including but not limited to hours of operation, noise mitigation, and fugitive dust control.
- 9. Development of the site shall not result in detrimental impacts to neighboring properties or public rights-of-way. Measures to control fugitive dust during and after construction shall be implemented during the construction period. Developer shall be required to enter into a Fugitive Dust Control Agreement prior to commencement of grading operations.
- 10. All plans, as shown, are considered "conceptual," subject to revisions as called out by the conditions of this resolution. The plans shall not be stamp-approved until all conditions requesting revisions have been satisfied during the building plan check process. Any substantial changes to the plans, including changes shown on future building permit plans, deemed by Staff to not be within substantial conformance of this approval, will require an amendment to the approval of 22-021 CUP.
- 11. The project shall comply with all applicable codes, laws and regulations, regardless of whether they are listed in these conditions. This includes conformance with the requirements of the adopted I.E.B.C., or U.B.C., U.P.C., U.M.C., N.E.C., I.F.C, A.N.S.I, and I.E.C.C., including all requirements of the State of New Mexico, Roswell Police Department, the Roswell Fire Department and any requirements by any other agency having jurisdiction on the project.
- 12. The applicant shall defend, indemnify, and hold harmless the City of Roswell, its officials, officers, employees, and agents from and against any claim, action, or proceeding against the City, its officials, officers, employees or agents to attack, set aside, void or annul any project approval or condition of approval of the city concerning this project, including, but not limited to any approval, condition of approval, or mitigation measure imposed by the Planning & Zoning Commission and/or City Council. The City shall promptly notify the applicant of any claim, action, or proceeding concerning the project and the City shall cooperate fully in the defense of the matter. The City reserves the right, at its own option, to choose its own attorney to represent the City, its officials, officers, employees and agents in the defense of the City Attorney, within five days of the effective date of this approval.



- 13. All plan submittals and permits are the responsibility of the owner/developer. This includes plan submittals to the City of Roswell, the City of Roswell Fire Department/Fire Marshal, New Mexico Department of Transportation (NMDOT), or to other agencies for whom plan review and approval is required. At a minimum, the following plans are required:
  - a) Full set of Civil Engineering Plans that include a site plan showing access for maintenance and fire protection access on both East 2nd Street and East Alameda. Said site plan shall include details for screen fencing and access gates.
  - b) Drainage/Grading Plan & SWPPP shall be required. Said plans shall include the construction of a berm or dike along the north and east property lines to prevent flooding to the neighboring property.
  - c) Stormwater Management Plan
  - d) Driveway Improvements Plan
  - e) Landscape and Vegetation Plan for irrigated and non-irrigated vegetation with specific plant types and planting areas
  - f) Electrical plans
  - g) NMDOT Access Permit(s) for access on US HWY 380 (Second Street)
    - Developer shall confer with NMDOT Officials and develop a plan for maintenance of the existing drainage structure extending from south side of US HWY 380 to the north of US HWY 380 to ensure proper operation during a storm event.
  - h) Other plans or details that may arise during plan review
  - i) For this project in the rural area, the City Engineer is waiving the requirement for sidewalks on E 2nd Street as well as E Alameda fronting the property
  - j) A Community Solar Project will not require sanitary sewer
- 14. The applicant shall comply, if needed, with the following items (if needed) prior to issuance of building permits:
  - a) Conditions of Approval
  - b) Gallagher Solar Vegetation Maintenance Plan Agreement
  - c) Memo PV Heat Island Effect
  - d) CVE North America Inc., Equipment & Glare Summary
  - e) Gallagher Solar Decommissioning Plan



# II. Site Specific Conditions of Approval:

- 1. Site shall provide an 8' tall screen fence made of either metal panel, CMU block, pre-cast concrete, or a combination thereof. Owner/Operator shall maintain and replace fence sections as needed during the duration of the project. Final design of fence shall be approved by the Planning & Zoning Division. Contractor shall apply for Building Permit through the Building Division.
- 2. Solar array and equipment shall not exceed 9' in height unless otherwise approved by the Community Development Director. An increase in the height of the Solar Array equipment will require a corresponding increase in the height of the screen fence.
- 3. A landscape buffer of native and drought tolerant vegetation and pollinator plants shall be installed and maintained monthly between the property line and fence on all sides. Landscape Plans shall be submitted to Planning & Zoning Division for review and approval *prior to installation*.
- 4. Trash and debris accumulating along the screen fence shall be removed promptly and regularly (monthly). Nuisance vegetation such as tumbleweeds shall be removed routinely and frequently (monthly during the Spring and Summer growing seasons, March through September).
- 5. Primary access to the site shall be from East Second Street / US HWY 380. Emergency access shall be provided from East Alameda Street. All keys to gates shall be provided to the Fire Department.
- 6. A 20' Brush Free Area for access and maintenance of the Solar Array, shall be maintained within the interior of the 40' setback from the property line. This Brush Free Area for maintenance purposes shall extend from the interior side of the screen fence to the solar array and equipment inside the fence.
- 7. Low growing (less than 12" in height) native vegetation and grasses will be allowed to grow inside the fenced area to assist with dust control. Said vegetation shall be maintained regularly pursuant to Condition 4 above.
- 8. All vegetation on site shall be properly maintained. While irrigation is not required for this project, vegetation may require watering by hand from time to time.
- 9. Fire Marshal requires a minimum of 10' clearance between arrays.



- 10. Fire Marshal requires the creation of an additional access from Alameda Street or make the proposed access from Second Street through all the way to Alameda Street with a 26' wide surface.
- 11. Per IFC 2015 503.2.3 "Access roads shall be designed and maintained to support the imposed loads of fire apparatus and shall be surfaced so as to provide all-weather driving capability." (Imposed loads shall be at least 75,000 pounds).
- 12. Site Plan shall require Fire Marshal approval prior to construction.
- 13. Pursuant to the instructions from the Planning & Zoning Commission, project applicant (CVE North America, Inc.) shall purchase and maintain a performance bond in an amount adequate to cover the cost of decommissioning and deconstruction of the site throughout the term of the lease (35 years) with the property owner. Said performance bond amounts to be approved by the Director of Community Development and shall include an acceleration clause for annual increases due to inflation.
- 14. In consideration of the proximity to residential uses in the area, that portion of the property subject to the Zone Change from RMS to I-1 (Lot 2 of the Gallagher Summary Replat), shall at the end of the lease term, or upon cessation of operations of the Solar Array for a period of 6 months or more, revert to its previous Zoning District (RMS). This reversion shall be effective immediately upon the developer obtaining a permit for decommissioning and demolition.

