

SENATE ENVIRONMENT AND ENERGY COMMITTEE

STATEMENT TO

SENATE COMMITTEE SUBSTITUTE FOR **SENATE, No. 2006**

STATE OF NEW JERSEY

DATED: JUNE 14, 2010

The Senate Environment and Energy Committee favorably reports a committee substitute for Senate Bill No. 2006.

This committee substitute would supplement the “Municipal Land Use Law” to prohibit a municipality from adopting an ordinance which limits the right of a property owner to install solar panels on a residential property under certain circumstances. A municipal ordinance would not be authorized to regulate the installation of photovoltaic solar energy systems when: (1) in the case of a roof mounted system, the panels, and all accessory equipment, extend 12 inches or less beyond the edge of the roofline or above the highest point of the roof surface or structure; or, (2) in the case of a surface level or ground mounted system, the system consists of 10 or less photovoltaic panels and is situated more than 50 feet from the nearest property boundary line. The committee substitute would also provide that a municipal ordinance regulating the installation on residential property of photovoltaic solar energy systems or small wind energy systems shall not require payment of any fee that exceeds the municipality's processing costs for an application pertaining to the approval, installation, or operation of a system.