



# Property Law solar container communication station Wind Power





## Overview

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Real property that contains a solar energy, wind energy, farm waste energy, micro-hydroelectric energy, fuel cell electric generating, micro-combined heat and power generating equipment, or an electric energy storage system approved by the State Energy Research and Development Authority.

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Real property that contains a solar energy, wind energy, farm waste energy, micro-hydroelectric energy, fuel cell electric generating, micro-combined heat and power generating equipment, or an electric energy storage system approved by the State Energy Research and Development Authority is exempt.

Wind energy development is governed by a multi-layered set of legal principles across federal, state, and local jurisdictions, alongside private contract law. This regulatory framework combines public law, which controls project siting and grid connection, and private agreements managing land use.

In fact, the Energy Information Administration (EIA) anticipates that wind and solar energy will continue to exceed electrical generation by other means. The EIA notes that new solar projects expected to come online in 2024 will increase solar power generation by 75%, with wind power generation.

In a Decision and Order rendered March 4, 2025, Albany County Supreme Court struck down as unconstitutional Section 575-b of the Real Property Tax Law, in the matter of Airey, et al. v. State of New York, et al. (Index No. 903991-2024). A recurring topic in this space, the State Legislature enacted.

These laws serve to facilitate the growth of renewable energy sources like solar, wind, and hydroelectric power while simultaneously balancing property rights concerns. At the federal level, legislation such as the Energy Policy Act and specific tax incentives aim to promote renewable energy.

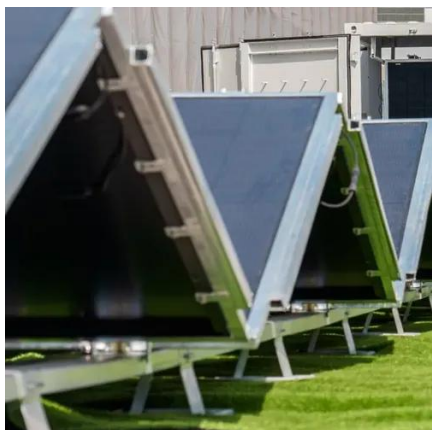
The growth of renewable energy in the last decade has been exponential, with the



nine Upper Midwest states in the Midcontinent Independent System Operator (MISO) footprint seeing significant wind and solar capacity increases. In the first nine months of 2023, these states added a combined 2,321 MW.



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### [Report Finds 228 Local Restrictions Against Siting ...](#)

The report's state-by-state catalog describes local and state restrictions against the siting of renewable energy projects (primarily wind ...

### 2025 Overview Of State Specific Requirements For Wind And ...

Although wind and solar project development in the U.S. experienced record-breaking sales in recent years, headwinds are anticipated to increase.



### Renewables and Property Rights

Oftentimes, when a landowner decides they would like to host a wind or solar farm on their property, they face a complex and ...

### Report Finds 228 Local Restrictions Against Siting Wind, Solar, ...

The report's state-by-state catalog describes local and state restrictions against the siting of renewable energy projects (primarily wind and



solar), as well as instances of ...



### Wind Energy Law: Regulations and Property Rights

Wind energy development is governed by a multi-layered set of legal principles across federal, state, and local jurisdictions, alongside private contract law. This regulatory ...

### **Private Property Rights: A common issue when wind or solar ...**

At public hearings about industrial wind and solar projects, the issue of private property rights frequently comes up. Almost always it is a claim that a potential leaseholder ...



### **Renewable Energy Law: Legal Considerations for Wind and Solar ...**

As the demand for sustainable energy continues to grow, wind and solar energy leases have become integral to the renewable energy landscape. Landowners and energy ...



## [Real Property Taxation of Solar and Wind Energy ...](#)

In Airey, two Schoharie County residents joined a group of Capital Region Town Supervisors and brought suit against the State for a ...

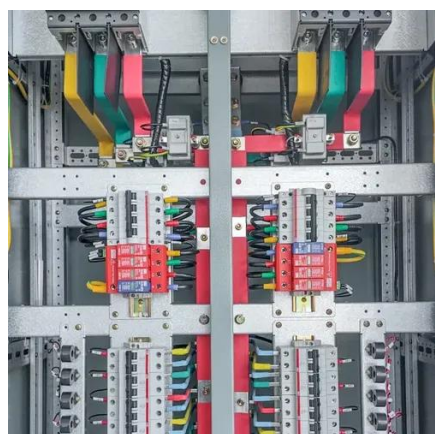


## [Renewable Energy Law: Legal Considerations for ...](#)

As the demand for sustainable energy continues to grow, wind and solar energy leases have become integral to the renewable energy ...

## [Assessor Manuals, Exemption Administration: RPTL Section 487](#)

Property must contain a solar or wind energy system, an arrangement of solar or wind energy equipment designed to provide heating, cooling, hot water, or mechanical, chemical, or ...



## [2024 OVERVIEW OF STATE SPECIFIC REQUIREMENTS ...](#)

Montana's solar and wind easement laws allow property owners to create solar and wind easements to protect and maintain proper access to sunlight and wind. Such easements must ...



## Real Property Taxation of Solar and Wind Energy Systems in ...

In Airey, two Schoharie County residents joined a group of Capital Region Town Supervisors and brought suit against the State for a judgment declaring Section 575-b ...

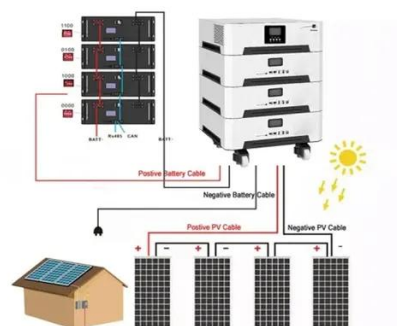


## [Understanding Renewable Energy and Property Rights in Law](#)

Explore the critical interplay of renewable energy and property rights, examining legal frameworks, compensation for landowners, and the impact on property values.

## Renewables and Property Rights

Oftentimes, when a landowner decides they would like to host a wind or solar farm on their property, they face a complex and contentious process to get there. There are federal, ...



## 2025 Overview Of State Specific Requirements For Wind And Solar ...

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## Contact Us

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