

ORDINANCE 2014-07

AN ORDINANCE AMENDING SUBSECTIONS 19-4(4) AND 19-4(4)(B) OF CHAPTER 19, LARGE WIND ENERGY SYSTEMS, OF THE TOOELE COUNTY LAND USE ORDINANCE (REDUCING THE REQUIRED SETBACK AND FALL DISTANCE FOR LARGE WIND ENERGY TOWERS/TURBINES)

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE BODY OF TOOELE COUNTY, UTAH AS FOLLOWS:

SECTION I – PURPOSE. Energy of Utah has requested clarification of the ordinance regulating the setback distance of large energy wind system towers from property lines and their fall distance. Following review of the current ordinance, the County Planner determined that the setback and fall distance requirements can be reduced slightly without affecting the protection of utility lines, property lines, and infrastructure. The Tooele County Planning Commission held a public hearing on the issue and recommends passage of this ordinance.

SECTION II – SUBSECTION AMENDED. Subsection 19-4(4) of Section 19-4, *Design standards*, of Chapter 19, *Large Wind Energy Systems*, of the Tooele County Land Use Ordinance is hereby amended to read as follows:

(4) Setbacks: Large Wind Energy System structures shall be set back a distance equal to at least 1.1 times the tip of the tower from all property lines.

SECTION III – SUBSECTION AMENDED. Subsection 19-4(4)(b) of Section 19-4, *Design standards*, of Chapter 19, *Large Wind Energy Systems*, of the Tooele County Land Use Ordinance is hereby amended to read as follows:

(b) Fall Distance: Large Wind Energy System towers (or turbines) shall be set back a distance equal to at least 1.1 times the tip height from overhead utility lines, unless such utility lines are an integral part of the project design, public roads or public right-of-ways that traverse through the site; and the footings and foundation

of each tower will be located a distance of 50 feet from any existing pipelines and underground utilities.

SECTION IV - REPEALER. Ordinances and resolutions in conflict herewith are hereby repealed to the extent of such conflict.

SECTION V - EFFECTIVE DATE. This ordinance shall become effective fifteen (15) days after its passage, provided it has been published, or at such publication date if more than fifteen (15) days after passage.

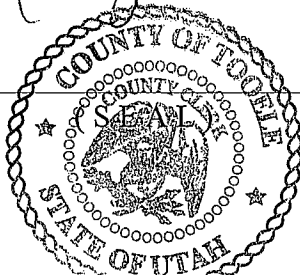
IN WITNESS WHEREOF the Tooele County Commission, which is the legislative body of Tooele County, passed, approved and enacted this ordinance this 17th day of June 2014.

ATTEST:

TOOELE COUNTY COMMISSION:

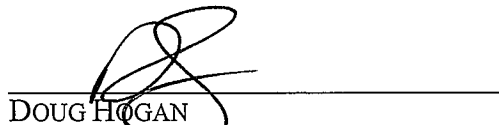

MARILYN K. GILLETTE, Clerk


J. BRUCE CLEGG, Chairman



Commissioner Clegg voted aye
Commissioner Hurst voted aye
Commissioner Milne voted aye

APPROVED AS TO FORM:


DOUG HOGAN
Tooele County Attorney

TOOELE COUNTY LAND USE ORDINANCE

CHAPTER 19 LARGE WIND ENERGY SYSTEMS

19-4. Design Standards.

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(4) Setbacks: Large Wind Energy System structures shall be set back a distance equal to ~~two (2)~~ at least 1.1 times the tip height of the tower from all property lines.

...

(b) Fall Distance: Large Wind Energy Systems towers (or turbines) shall be set back a distance equal to ~~1.25~~ at least 1.1 times the tip height from overhead utility lines, unless such utility lines are an integral part of the project design, public roads or public right-of-ways that traverse through the site; and the footings and foundation of each tower will be located a distance of 50 feet from any existing pipelines and underground utilities.

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