

## Some Key Wind Law Regulations in Sample NY Communities

<u>Community</u>	<u>Setbacks</u>	<u>Acoustics</u>	<u>Terms</u>	<u>Environmental</u>	<u>Decommission</u>	<u>RATING</u> <u>TOTAL</u>
<a href="#"><u>Richland (2018)</u></a>	<b>5280 ft</b>	<b>35 dBA @ PL</b>	<b>2 Miles</b>	<b>Excellent</b>	<b>Excellent</b>	<b>100</b>
<a href="#"><u>Worth (2019)</u></a>	2000± feet	<b>35 dBA @ PL</b>	<b>2 Miles</b>	Very Good	<b>Excellent</b>	83
<a href="#"><u>Yates (2016)</u></a>	2640 feet	39-42 dBA @ PL	Partial for 2 Miles	<b>Excellent</b>	Very Good	79
<a href="#"><u>Redfield (2018)</u></a>	750 feet	+5 dBA/35 dBA @ PL	<b>2 Miles</b>	<b>Excellent</b>	<b>Excellent</b>	76
<a href="#"><u>Randolph (2016)</u></a>	2000 feet	No Infrasound	<b>2 Miles</b>	Very Good	Good	73
<a href="#"><u>Somerset (2016)</u></a>	1500 feet	35-45 dBA @ R	<b>2 Miles</b>	Average	<b>Excellent</b>	71
<a href="#"><u>Lyme (2012)</u></a>	2640 feet	<b>30-35 dBA @ PL</b>	None	Average	<b>Excellent</b>	63
<a href="#"><u>Orleans (2017)</u></a>	2500± feet	<b>33 dBA @ PL</b>	None	Very Good	Very Good	63
<a href="#"><u>Hopkinton (2018)</u></a>	2500± feet	+3 dBA/40 dBA @ PL	1 Mile	Minimal	Good	58
<a href="#"><u>Cortlandville (2013)</u></a>	3280 feet	35-45 dBA @ PL	None	Average	Good	55
<a href="#"><u>Hammond (2011)</u></a>	2500± feet	35-45 dBA @ R	None	Minimal	<b>Excellent</b>	49
<a href="#"><u>Cape Vincent (2012)</u></a>	3000 feet	35-45 dBA @ PL	None	Minimal	Good	48
<a href="#"><u>Parishville (2017)</u></a>	2500± feet	35-45 dBA @ PL	None	Minimal	Good	46
<a href="#"><u>Hartsville (2009)</u></a>	2460 feet	+6 dBA @ R	None	Minimal	Good	43
<a href="#"><u>Barre (2018)</u></a>	1000 feet	45 dBA @ R	None	Minimal	Marginal	24
<a href="#"><u>Sanford (2019)</u></a>	1500 feet	45 dBA @ PL	None	None	Marginal	23
<a href="#"><u>Charlotte (2012)</u></a>	1000 feet	50 dBA @ R	None	Minimal	Marginal	21
<a href="#"><u>Lowville (2016)</u></a>	1000 feet	55 dBA @ R	None	Minimal	Marginal	16
<a href="#"><u>Clayton (2017)</u></a>	None	None	None	None	None	0

Note 1: Per the [NYS Constitution](#), the objective of a wind law should be to protect the Health, Safety and Well-Being of local citizens.

Note 2: A wind law that provides proper protections for its citizens, the environment and the military will have a Rating Total of **100**.

For an explanation of how to write a proper wind law see this [document](#). Also, here is a pre-written [NYS Model Wind Law](#).

Note 3: Setbacks should be from closest wind turbine to nearest non-participating property line (**not** residence). "±" assumes a 500' turbine.

Note 4: In Acoustics, "PL" is "Property Line" (the appropriate point of reference), and "R" is "Residence" (inappropriate).

Note 5: In PVG (Property Value Guarantee), two miles is the recommend protection area. Having a proper PVG is VERY important.

Note 6: In Environmental, "Excellent" is when the community selects the tests *and* the testers, *and* the developer pays for these.

Note 7: In Decommission, "Excellent" is when there are good conditions, strong financial protections, and no salvage value credit.

Note 8: To see any of the sample NY Town's wind laws, click on their blue underlined link. (Brownville's is not yet posted.)

Clayton hopes to stop wind turbines with a 250' height limit. We don't believe that there is science or legal precedent to do that.

Note 9: To see how the Rating Total was calculated, see the next page for the Rating sheet information.

Note 10: The Article 10 Board will not likely remove any of these key regulations that are carefully written: see this [Article 10 Summary](#).

Note 11: Hiring a wind energy competent attorney, who is a genuine team player, is **extraordinarily** important.

Note 12: I'm not an attorney so none of the legal opinions should be construed as giving legal advice. Please see #11.

## Protective Rating of Some Sample NY Community Wind Laws

----- RATINGS -----						
<b>Community</b>	<b>Setbacks</b>	<b>Acoustics</b>	<b>PVG</b>	<b>Environmental</b>	<b>Decommission</b>	<b>TOTAL</b>
<a href="#"><u>Richland (2018)</u></a>	20	20	20	20	20	100
<a href="#"><u>Worth (2019)</u></a>	8	20	20	15	20	83
<a href="#"><u>Yates (2016)</u></a>	11	15	15	20	18	79
<a href="#"><u>Redfield (2018)</u></a>	1	15	20	20	20	76
<a href="#"><u>Randolph (2016)</u></a>	8	15	20	15	15	73
<a href="#"><u>Somerset (2016)</u></a>	6	13	20	12	20	71
<a href="#"><u>Lyme (2012)</u></a>	11	20	0	12	20	63
<a href="#"><u>Orleans (2017)</u></a>	10	20	0	15	18	63
<a href="#"><u>Hopkinton (2018)</u></a>	10	12	15	6	15	58
<a href="#"><u>Cortlandville (2013)</u></a>	13	15	0	12	15	55
<a href="#"><u>Hammond (2011)</u></a>	10	13	0	6	20	49
<a href="#"><u>Cape Vincent (2012)</u></a>	12	15	0	6	15	48
<a href="#"><u>Parishville (2017)</u></a>	10	15	0	6	15	46
<a href="#"><u>Hartsville (2009)</u></a>	10	12	0	6	15	43
<a href="#"><u>Barre (2018)</u></a>	2	8	0	6	8	24
<a href="#"><u>Sanford (2019)</u></a>	6	9	0	0	8	23
<a href="#"><u>Charlotte (2012)</u></a>	2	5	0	6	8	21
<a href="#"><u>Lowville (2016)</u></a>	2	0	0	6	8	16
<a href="#"><u>Clayton (2017)</u></a>	0	0	0	0	0	0

Note 1: A wind law that provides proper protections for its citizens, the environment and the military will have a Rating Total of **100**.

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The year listed in the parenthesis is the year the local wind law was passed.

Note 3: To see what the regulation details are for these Ratings, see the prior (Regulation) page for that information.

Note 4: Make sure to read all notes on the prior (Regulation) page of this document.

Note 5: The Green items are superior regulations that should be emulated.

Note 6: It's interesting that different NY Towns got some key elements correct, but (so far) only one NYS Town has gotten ALL of them right.

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