



TOWN OF PORTVILLE, NEW YORK

Resolution RES-20100616.14 – Residential Energy-Producing Windmill Standards

- WHEREAS,** The Town of Portville is supportive of residential property owners' efforts to conserve energy and find alternative, cost-effective methods of energy production that are environmentally friendly and not disruptive to the existing community ambiance; and,
- WHEREAS,** Residential energy-producing windmills of select configuration complement the aforementioned objective; and,
- WHEREAS,** No State of New York or County of Cattaraugus decision process is required as a prerequisite to the town board of the Town of Portville's definition of compliant-implementation other than the State of New York Building and Fire Code compliance; and,
- WHEREAS,** Implementation of residential energy-producing windmill standards will be complementary to and not in any way contradictory to any provisions of the existing Town of Portville Land Use Control Ordinances or any other Town of Portville regulation, resolution, code or ordinance.

NOW, THEREFORE, the Town Board of the Town of Portville resolves that the following is hereby enacted and incorporated as an addendum to the existing Town of Portville Land Use Control Ordinance:

That residential energy-producing windmills may be installed and operated on any property within the Town of Portville as long as the following criteria are met:

1. The radial blade length as measured from the drive shaft to the blade tip shall not exceed 15 feet; and,
2. The distance below the center of the drive shaft to the top of any tree within 200 horizontal feet shall be no less than 10 feet but no greater than 80 feet; and,
3. The distance from the base of the energy-producing windmill to any residential structure, existing at the time of energy-producing windmill installation, on any other property other than the property on which the energy-producing windmill resides shall be no less than 400 feet; and,
4. The operational decibels shall not exceed 40 at a distance of 300 feet; and,
5. A building permit is issued prior to construction of the energy-producing windmill and a certificate of operation is issued by the Town of Portville building inspector prior to the initiation of operation of the energy-producing windmill.