

ORDINANCE NO. 2009-61
AN ORDINANCE AMENDING SUBDIVISION 6 OF ORDINANCE NO.
2009-58 – WIND ENERGY CONVERSION SYSTEMS

WHEREAS, the City Council of the City of Rockville adopted official zoning controls (“Zoning Code”) pursuant to the authority granted in Minnesota Statutes, Chapter 462 in April 2003 which replaced all pre-existing official controls; and

WHEREAS, the City Council amended the Zoning Code by Ordinance Numbers 2003-06, 2004-18, 2004-19, 2004-20, 2004-25, 2004-26, 2006-30, 2007-40, 2007-41, 2007-42, 2007-43, 2007-44, 2008-45, 2008-46, 2008-47, 2008-49, 2008-50, 2008-51 and 2008-53; 2009-58 and

WHEREAS, the City Council has the authority pursuant to Minnesota Statutes, Chapter 462 to amend the official zoning controls; and

WHEREAS, the Planning Commission seeks to amend and clarify the official controls relating to wind energy conversion systems, and has recommended the following amendment be adopted at its meeting on October 13, 2009; and

WHEREAS, public hearing was held on November 18, 2009 in front of the City Council, and members of the public were given an opportunity to comment on the proposed amendment. Notice of the public hearing was published in the Cold Spring Record on October 27, 2009 and November 3, 2009; and

NOW, THEREFORE, the City Council does ordain:

Subdivision 6: SAFETY DESIGN STANDARDS is hereby amended to read:

1. Engineering Certification – For all WECS, the manufacturer’s engineer or another qualified engineer **registered in the State of Minnesota** shall certify that the turbine, foundation and tower design of the WECS is within accepted professional standards, given local soil and climate conditions.

Adopted this _____ day of _____, 2009

ATTEST:

JEFF HAGEN
MAYOR

VERENA M. WEBER-CMC
ADMINISTRATOR/CLERK