

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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SENATE BILL 441

Short Title: Ashe Co./ Wind-Powered Generation. (Local)

Sponsors: Senator Garwood.

Referred to: Commerce.

March 9, 2005

1 A BILL TO BE ENTITLED
2 AN ACT AUTHORIZING ASHE COUNTY TO USE WIND-POWERED
3 ELECTRICITY GENERATION PROJECTS ON MOUNTAIN RIDGES.

4 The General Assembly of North Carolina enacts:

5 SECTION 1. G.S. 113A-206 reads as rewritten:

6 "§ 113A-206. Definitions.

7 Within the meaning of this Article:

8 ...

9 (3) "Tall buildings or structures" include any building, structure or unit
10 within a multiunit building with a vertical height of more than 40 feet
11 measured from the top of the foundation of said building, structure or
12 unit and the uppermost point of said building, structure or unit;
13 provided, however, that where such foundation measured from the
14 natural finished grade of the crest or the natural finished grade of the
15 high side of the slope of a ridge exceeds 3 feet, then such measurement
16 in excess of 3 feet shall be included in the 40-foot limitation described
17 herein; provided, further, that no such building, structure or unit shall
18 protrude at its uppermost point above the crest of the ridge by more
19 than 35 feet. "Tall buildings or structures" do not include:

20 a. Water, radio, telephone or television towers or any ~~equipment~~
21 equipment, including wind-powered electricity generators, for
22 the generation or transmission of electricity or communications
23 or both."

24 SECTION 2. This act applies to Ashe County only.

25 SECTION 3. This act is effective when it becomes law.