

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005

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HOUSE BILL 861\*

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

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Sponsors: Representative Wilson.

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Referred to: Environment and Natural Resources.

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March 23, 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.