

G.M. L. §239-m Referral
Recommendation
from the
Steuben County Planning Department

Municipality: Town of Fremont - Amended wind Law

Referring Body:

- Planning Board
- Zoning Board of Appeals
- Town Board, Village Board, City Council

The Steuben County Planning Department has reviewed the action subject to this referral and recommends the following:

- County review has **not** revealed any significant inter-community or county-wide impacts. Your decision should be based solely on your findings in the facts of the case.

Other comments:

- County review has revealed significant inter-community or county-wide issues. These considerations include:

these regulations influence a regional project and therefore effect development in other municipalities.

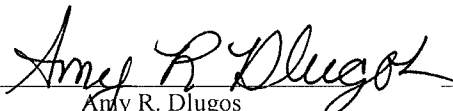
Therefore, it is recommended that:

- The proposal be **approved**, subject to the following **modification(s)** or **condition(s)**:

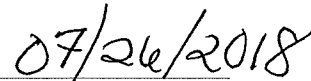
see attached.

- The proposal be **disapproved**, for the reason(s) stated below:

Action contrary to this recommendation can be taken only upon the affirmative vote of a majority plus one of all members of the local board



Amy R. Dlugos
Planning Director



Date

GML Section 239-m requires that the municipal agency making the referral to the County shall provide a report of the final action it has taken, to the County planning agency, within thirty (30) days of the action.

Section 8.13 (A) should state that the annual nighttime average SPL for non-participating residences will be 40 dBA Leq.

Section 8.13 (A) should also be amended to remove the following sentences: The developer will install the lowest noise model available within the selected manufacturer's options. The turbine will have serrated blades installed to reduce overall noise impact.

Turbines are designed to operate within a specific terrain so as to limit noise level however that is not to say that that turbine would be the lowest noise model available within the selected manufacturer's options.