

PLEASE TAKE NOTICE, that a Public Hearing will be held by the Town Board of the Town of Yates, at the Yates Town Hall, 8 South Main Street, Lyndonville, NY 14098, on Monday, January 8, 2018, at 6:00PM, on the adoption of a Local Law known as A Local Law Amending Section 591 (Wind Energy Facilities Law) of the Zoning Regulation of the Town of Yates which said Local Law provides as follows:

**Section 1:** Section 591(H)(2)(a) is hereby amended to add subsection (iii) to read in its entirety as follows:

- (iii) From the Lake Ontario shoreline:
  - (1) Three miles.

**Section 2:** Section 591(H)(2)(c) is hereby amended, to read in its entirety as follows:

- c) From the Project Property Line (property lines of Non-Participant properties):
  - (i) 0.5 miles or 6 times the Total Height of the turbine, whichever is greater.

**Section 3:** Section 591(H)(2)(d) is hereby amended, to read in its entirety as follows:

- d) From all public road and highway rights-of-way:
  - (i) 0.5 miles or 6 times the Total Height of the turbine, whichever is greater.

**Section 4:** Section 591(H)(2)(f) is hereby amended, to read in its entirety as follows:

- f) From the boundary of any village or hamlet:
  - (i) 1 mile.

**Section 5:** Section 591(H)(2)(g) is hereby amended, to read in its entirety as follows:

- g) From all boundaries with other towns:
  - (i) 0.5 miles or 6 times the Total Height of the turbine, whichever is greater.

**Section 6:** Section 591(H)(2)(h) is hereby amended, to read in its entirety as follows:

- h) From residences:
  - (i) 0.5 miles or 6 times the Total Height of the turbine, whichever is greater.

**Section 7:** Section 591(H)(2)(i) is hereby added, to read in its entirety as follows:

- i) From schools, churches, and cemeteries, measured from the property line of such uses:
  - (i) 1 mile.

**Section 8:** Table 1, set forth in Section 591(H)(26)(b) is hereby amended, to read in its entirety as follows:

**Table 1.** WECS noise limits at residential receivers:  
(1 Hour LEQ Derived Per ANSI S12.9 Part 4 and S12.100)

	Daytime – 7AM to 8PM	Nighttime – 8PM to 7AM
A-weighted level	42	39

**Section 12: Effective Date.**

This local law shall take effect immediately upon filing in the Office of the Secretary of State in accordance with the Municipal Home Rule Law. If any part or section of this local law shall be held to be invalid, the remaining provisions thereof shall not fail but shall remain in full force and effect. All local laws, ordinances, rules or regulations, or parts or portions thereof that conflict or are contrary to any portion of this local law are hereby repealed.

A copy of the Local Law is available for inspection at the Town Clerk's Office during normal business hours, and is also available on the town website at [townofyates.org](http://townofyates.org).

At such Public Hearing all persons, either for or against the same, shall be heard.

Michele L. Harling  
Town Clerk  
Town of Yates