

**TOWN OF SOMERSET**  
**SAMPLE INDUSTRIAL WIND TURBINE RESIDENTIAL SETBACK LAWS**

(Note: all laws verified by Town as of 1/4/18)

Town	Setback From Residence (feet)*	Setback from Residence (miles)	Description of Law and Notes	Direct Link to Applicable Law**
Allegany, NY	2500.0	0.5	ZONING ORDINANCE III OF THE TOWN OF ALLEGANY, N.Y.—Adopted 10/11/2016 §§ 5.25 (C)(1)(b) and (c). Commercial Wind Energy Conversion Systems (WECS)	<a href="https://tinyurl.com/y83fld83">https://tinyurl.com/y83fld83</a>
Anglesey, UK	9842.5	1.9	3000m for 150m turbine (approx. 20X Tip Height). Planning Policy Wales § 5 & 12.10; Technical Advice Note 12; Supplementary Planning Guidance 2014 § 7.9.8 and Table 4. A 2014 version of the "Supplementary Planning Guidance" document from 2013, but the 2013 version is listed as adopted on the local government website.	<a href="https://tinyurl.com/AngleseyOverview2013">https://tinyurl.com/AngleseyOverview2013</a> <a href="https://tinyurl.com/AngleseyGovWebsite">https://tinyurl.com/AngleseyGovWebsite</a>
Anglesey, UK	4920.0	0.9	1500m for 150m turbine (approx. 10X Tip Height). Planning Policy Wales § 5 & 12.10; Technical Advice Note 12; Supplementary Planning Guidance 2014 § 7.9.8 and Table 4.	<a href="https://tinyurl.com/AngleseyOverview2014">https://tinyurl.com/AngleseyOverview2014</a>
Antrim, NH	3500.0	0.7	5X turbine height from occupied buildings. TOWN OF ANTRIM, NEW HAMPSHIRE LARGE SCALE WIND ORDINANCE § 7.2.1	<a href="https://tinyurl.com/ybz2yyjj">https://tinyurl.com/ybz2yyjj</a>
Barnstable Cty, MA	4900.0	0.9	1000m; 10X Rotor Diameter [4,900ft] from nearest receptor or residential zoned area. Cape Cod Regional Policy Plan, E1.8.	<a href="https://tinyurl.com/Chapter-B-Regional-Policy-Plan">https://tinyurl.com/Chapter-B-Regional-Policy-Plan</a>
Bavaria, Germany	4920.0	0.9	1500m for 150m turbine (approx. 10X Tip Height). Anwendungshinweise zur 10 H-Regelung (but linked to English article explaining).	<a href="https://tinyurl.com/BavarianEnergyBlog">https://tinyurl.com/BavarianEnergyBlog</a>
Bethany, NY	3150.0	0.6	450% of height - to residence. *Recommendation made in 2007. No source law found.	<a href="https://tinyurl.com/BethanyWindTurbineStudy">https://tinyurl.com/BethanyWindTurbineStudy</a>

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Bowman, ND	2000.0	0.4	Occupied Structures and Facilities: Each wind turbine shall be set back from the nearest occupied dwelling, commercial building or publicly-used structure or facility at a distance not less than two thousand (2000) feet.	<a href="https://tinyurl.com/BowmanZoning2012">https://tinyurl.com/BowmanZoning2012</a>
Brewster, MA	3280.0	0.6	1000m from residential zones (approx. 10X Rotor Diameter): Cape Cod Regional Policy Plan, E1.8. Brewster is a town in Barnstable County.	<a href="https://tinyurl.com/Chapter-B-Regional-Policy-Plan">https://tinyurl.com/Chapter-B-Regional-Policy-Plan</a>
Buckfield, Maine	5280.0	1.0	Minimal Fixed Distance of one (1) mile (5,280 ft.) is required from the outer edge of the base to the closest point on any property line of any non-participating property. (Setback Requirement #2, page 16 of Wind Ordinance)	<a href="https://tinyurl.com/y7gm4e26">https://tinyurl.com/y7gm4e26</a>
Cambridgeshire, UK	6560.0	1.2	2000m restriction. Could not be verified.	N/A
Cape Vincent, NY	4200.0	0.8	Six times the total height of the proposed WECS from the nearest residence. § 7.16(5): Wind Energy Conversion Systems (WECS) Greater Than 60kw (h)(9)(a) (On page 71)	<a href="https://tinyurl.com/CapeVincentLaw">https://tinyurl.com/CapeVincentLaw</a>
Charlestown, RI	n/a	n/a	Charleston County, RI was the first municipality in th country to ban all wind turbines, residential or commercial in 2011. They later passed a law allowing residential turbines less than 125 feet, and have not enacted a new law allowing commercial turbines. This document previously reported "5X turbine height" with no source.	<a href="https://tinyurl.com/Turbine-Ban-Article">https://tinyurl.com/Turbine-Ban-Article</a> <a href="https://tinyurl.com/Statute-permitting-125ft">https://tinyurl.com/Statute-permitting-125ft</a>

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Charlton, MA	2100.0	0.4	3x max height away from residential structure as per MA state guidelines (§ 4.3(b)). Charlton By-Laws prohibit turbines above 120ft.	<a href="https://tinyurl.com/Town-of-Charlton-MA-by-laws">https://tinyurl.com/Town-of-Charlton-MA-by-laws</a> <a href="https://tinyurl.com/Conditional-use-by-laws-MA">https://tinyurl.com/Conditional-use-by-laws-MA</a>
Clifton, ME	1500.0	0.3	State law requires 200% of height or at least 1,500 feet from residence property lines. Could not find source other than local news.	<a href="https://tinyurl.com/Town-votes-against-setback">https://tinyurl.com/Town-votes-against-setback</a>
Colfax, NE	2000.0	0.4	2000ft flat requirement. § 8.08.05	<a href="https://tinyurl.com/Colfax-Zoning">https://tinyurl.com/Colfax-Zoning</a>
Denmark	6890.0	1.3	For 3MW Turbines	Could not verify.
Denmark	2800.0	0.5	4X turbine height. Found on page 10.	<a href="https://tinyurl.com/Denmark-Study-2015">https://tinyurl.com/Denmark-Study-2015</a>
District of Argyle, Nova Scotia	3280.0	0.6	From homes	<a href="https://tinyurl.com/Vote-increases-farm-buffer">https://tinyurl.com/Vote-increases-farm-buffer</a>
Divide County, ND	15840.0	3.0	Each wind turbine must be setback at least 3 miles from any residence	<a href="https://tinyurl.com/Divide-Cty-Zoning">https://tinyurl.com/Divide-Cty-Zoning</a>
Douglas Townshp, Ill	2000.0	0.4	ORDINANCE REGULATING THE SITING OF ECS § VI(h)(1).	<a href="https://tinyurl.com/Iriquois-and-Douglas">https://tinyurl.com/Iriquois-and-Douglas</a>
Eastbrook, ME	1050.0	0.2	From Residence: 150% of the turbine height from all property boundaries, public and private rights-of-way, and from overhead utility lines that are not part of the proposed Generating Facility. Eastbrook Wind Ordinance § 18.3	<a href="https://tinyurl.com/Eastbrook-Wind">https://tinyurl.com/Eastbrook-Wind</a>
Ellis Cty, KS	7920.0	1.5	1.5 miles from properties platted or subdivided for rural residential or suburban residential use. Art. 27 Supp. Use Regs.; Conditional Uses § 27-104(8)(l)(3).	<a href="https://tinyurl.com/Ellis-Cty-KS-Zoning">https://tinyurl.com/Ellis-Cty-KS-Zoning</a>
European Human Rights Study	6400.0	1.25	1.25mi (not factored into average)	<a href="https://tinyurl.com/European-Human-Rights-Study">https://tinyurl.com/European-Human-Rights-Study</a>

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Fayette Cty, PA	3500.0	0.7	From residential structure -5x times height, excluding blades, or 2x total height. Max height for hub is 300ft.	
Fayette Cty, PA	770.0	0.1	Amendment to Zoning Ordinance (ZA 09-04) 7-23-09 § 1000-876(c) From property line - 1.1x turbine height	<a href="https://tinyurl.com/Fayette-County-Zoning">https://tinyurl.com/Fayette-County-Zoning</a> <a href="https://tinyurl.com/Fayette-County-Zoning">https://tinyurl.com/Fayette-County-Zoning</a>
Finland	6561.0	1.2	2km from any turbine to residence. Ministry of Social Affairs and Health	<a href="https://tinyurl.com/MSAH-Finland">https://tinyurl.com/MSAH-Finland</a>
France	1640.0	0.3	500 meters (1,640 feet) from all residential areas.	<a href="http://www.developpement-durable.gouv.fr/-Energie-eolienne-.html">http://www.developpement-durable.gouv.fr/-Energie-eolienne-.html</a>
Freeborn County, MN	2640.0	0.5	2640 feet for all commercial turbines over 200' hub height.	<a href="https://tinyurl.com/Freeborn-Zoning">https://tinyurl.com/Freeborn-Zoning</a>
French National Academy of Medicine Recommendation	4921.0	0.9	No closer than 1500 meters (4,921 feet) from homes	<a href="https://tinyurl.com/Ref-to-FNAM-study-on-p12">https://tinyurl.com/Ref-to-FNAM-study-on-p12</a> <a href="http://ventdubocage.net/documentsoriginaux/sante/eoliennes.pdf">http://ventdubocage.net/documentsoriginaux/sante/eoliennes.pdf</a>
Frankstown Twnship, Blair Cty, PA	2500.0	0.5	2,500 feet from non-participating residences.	<a href="https://tinyurl.com/Frankstown-Zoning">https://tinyurl.com/Frankstown-Zoning</a>
Gage County, NE	2100.0	0.4	3 times height from residences	<a href="https://tinyurl.com/Gage-Cty-Zoning">https://tinyurl.com/Gage-Cty-Zoning</a>
Germany	3281.0	0.6	States differ, but generally 1,000m	<a href="https://tinyurl.com/German-Ref-p-6">https://tinyurl.com/German-Ref-p-6</a>
Golden Valley County, ND	2000.0	0.4	2000 feet. § 4.11.6(2)(a)	<a href="https://tinyurl.com/Golden-Valley-Zoning">https://tinyurl.com/Golden-Valley-Zoning</a>
Goodhue Cty, MN	3280.0	0.6	1000m (10X Rotor Diameter) but not less than 750 ft. Assumes 100m rotor diameter.	<a href="https://tinyurl.com/Goodhue-Zoning">https://tinyurl.com/Goodhue-Zoning</a>
Halifax, Nova Scotia	3280.0	0.6	1000 meters to habitable building.	<a href="https://tinyurl.com/Halifax-Zoning">https://tinyurl.com/Halifax-Zoning</a>
Hartsville, NY	2460.0	0.5	2640ft § 13(b)(i)	<a href="https://tinyurl.com/Hartzville-Zoning">https://tinyurl.com/Hartzville-Zoning</a>

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Hillsdale Cty, MI	1000.0	0.2	Greater of (a) two (2) times its hub height or (b) one thousand (1000) feet. § 18(d)(3)(C)(1).	<a href="https://tinyurl.com/Hillsdale-Zoning-d3C1">https://tinyurl.com/Hillsdale-Zoning-d3C1</a>
Holland, NY	1575.0	0.3	1,000 feet, or 2.25 times the tower height, whichever is greater, from any residence. § 118-6(A)(1)(c)	<a href="https://tinyurl.com/Holland-NY-Zoning">https://tinyurl.com/Holland-NY-Zoning</a>
Jackson, ME	5280.0	1.0	1 mile from homes.	<a href="https://tinyurl.com/Jackson-Setback-Vote-1-Mile">https://tinyurl.com/Jackson-Setback-Vote-1-Mile</a>
Kankakee County IL	1200.0	0.2	1.1x height or 1,200ft, whichever is greater. Ch 121 Zoning Art. V § 121-295(c)(1)(d)	<a href="https://tinyurl.com/Kankakee-Code">https://tinyurl.com/Kankakee-Code</a>
Kendall, NY	1500.0	0.3	1500ft from residence, 2500ft from school, church, or public facility. Ch. 265: Zoning Art. VII § 265-72(n)(7).	<a href="https://tinyurl.com/Kendall-NY-eCode">https://tinyurl.com/Kendall-NY-eCode</a>
Lafargeville, NY	3500.0	0.7	5x turbine height from property line	<a href="https://tinyurl.com/Town-of-Orleans-Zoning">https://tinyurl.com/Town-of-Orleans-Zoning</a>
Lincolnshire, UK	7392.0	1.4	1.4mi from a residential property	<a href="https://tinyurl.com/Lincolnshire-Zoning">https://tinyurl.com/Lincolnshire-Zoning</a>
Litchfield, NY	3000.0	0.6	(§ 27(i))	<a href="https://tinyurl.com/Litchfield-Zoning">https://tinyurl.com/Litchfield-Zoning</a>
Lenawee Cty, MI	2800.0	0.5	4x height from property lines. § 2(g)(2).	<a href="https://tinyurl.com/Riga-and-Lenawee-Zoning">https://tinyurl.com/Riga-and-Lenawee-Zoning</a>
Lyme, NY	2640.0	0.5	(2,640 feet) from non-participating property lines; 1mi from Schools and Churches; 2mi setback from Lake Ontario	<a href="https://tinyurl.com/Lyme-Zoning-2017">https://tinyurl.com/Lyme-Zoning-2017</a>
Meredith, NY	3000.0	0.6	Ambient Sound +5dB(A). Local Law #2 Article 300 § 301(B)(3)	<a href="https://tinyurl.com/Meredith-Local-Law-2">https://tinyurl.com/Meredith-Local-Law-2</a>
Montville, Maine	9100.0	1.7	13 times the height or 1 mile, whichever is larger from residence	<a href="https://tinyurl.com/Montville-Zoning">https://tinyurl.com/Montville-Zoning</a>
Navajo County, Arizona	2640.0	0.5	2640ft from residential homes. Wind Ordinance § 2008(4)(w)(B)(i) (page 6).	<a href="https://tinyurl.com/Navajo-Cty-Zoning">https://tinyurl.com/Navajo-Cty-Zoning</a>
New South Wales, Australia	6561.0	1.2	2000m from existing homes. § 1.3(a).	<a href="https://tinyurl.com/NSW-Planning-Guidelines">https://tinyurl.com/NSW-Planning-Guidelines</a>
Newport, NC	5000.0	0.9	5000ft from property lines. NEWPORT CODE APP. A Art. IX § 9-6.1(b)	<a href="https://tinyurl.com/Newport-NC-Code">https://tinyurl.com/Newport-NC-Code</a>
Otsego County, MI	1250.0	0.2	Greater f 1.5x height or 1250ft. § 21.47.5.2(g).	<a href="https://tinyurl.com/Otsego-Zoning-2017">https://tinyurl.com/Otsego-Zoning-2017</a>

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Perry, NY	1500.0	0.3	Max height of turbine - 125ft and minimum of 1,500ft from nearest non-participating lot line. 125ft turbine /1500ft setback = 700ft turbine/8400ft setback.	Could not verify with official documents. Article here: <a href="https://tinyurl.com/Perry-Article">https://tinyurl.com/Perry-Article</a>
Pictou Cty, Nova Scotia	3280.0	0.6	1000m = 3280ft from residences. Wind Energy LUB Amendment (Utility Scale Setbacks)	<a href="https://tinyurl.com/Pictou-NS-CA-Zoning">https://tinyurl.com/Pictou-NS-CA-Zoning</a>
Poland	7000.0	1.3	10x total turbine height	<a href="https://www.reuters.com/article/us-energy-poland-windfarm/poland-adopts-limits-on-where-wind-farms-can-be-built-idUSKCN0YE17V">https://www.reuters.com/article/us-energy-poland-windfarm/poland-adopts-limits-on-where-wind-farms-can-be-built-idUSKCN0YE17V</a>
Potter Cty, PA	3500.0	0.7	5x total height from non-participant. Potter ORDINANCE NO. 1-2008 § 1210(1)	<a href="https://tinyurl.com/Potter-Ordinance">https://tinyurl.com/Potter-Ordinance</a>
Quebec Province	6462.0	1.2	2km from homes, 1km from public roads 2460ft to residence or 6562 to towns	<a href="https://tinyurl.com/Quebec-Article">https://tinyurl.com/Quebec-Article</a>
Queensland, Australia	4921.0	0.9	At least 1,500 metres unless otherwise negotiated. State code 23: Wind farm development § AO10.1	<a href="https://tinyurl.com/Queensland-Aus-2017">https://tinyurl.com/Queensland-Aus-2017</a>
Riverside, CA	2100.0	0.4	3x height or 500ft, whichever is greater. Riverside County Zoning Title 17 Ch. 17.224.040(A)	<a href="https://tinyurl.com/Riverside-Cty-Ca-eCode">https://tinyurl.com/Riverside-Cty-Ca-eCode</a>
Roanoke Cty, VA	1000.0	0.2	1000ft from non-participating properties. Zoning ordinance § 30-87-7(3)(b)	<a href="https://tinyurl.com/Roanoke-Cty-30-87-7-3b">https://tinyurl.com/Roanoke-Cty-30-87-7-3b</a>
Rock County, WI	2800.0	0.5	4x height or at least 1000ft. from roperty line. Rock Cty Model Wind Ordinance § 5.1.2.	<a href="https://tinyurl.com/Rock-Cty-Ordinance">https://tinyurl.com/Rock-Cty-Ordinance</a>
San Bernardino County, CA	1400.0	0.3	2x overall height, max height 500ft. § 84.29.030	<a href="https://tinyurl.com/San-Bern-Amended-Code-Full">https://tinyurl.com/San-Bern-Amended-Code-Full</a>
San Diego, CA	5600.0	1.1	8X total turbine height to residences	<a href="https://tinyurl.com/San-Diego-Ordinance">https://tinyurl.com/San-Diego-Ordinance</a>

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Saskatchewan, Canada	5000.0	0.9	No residential standard as of September 2016. New rules of 5km from sensitive areas only include nature preserves.	<a href="https://tinyurl.com/Saskatchewan-Announcement">https://tinyurl.com/Saskatchewan-Announcement</a>
Scotland	6561.0	1.2	2km from housing 6.2mi from any exclusion zone	<a href="https://tinyurl.com/Scotland-Recommendation">https://tinyurl.com/Scotland-Recommendation</a> <a href="https://tinyurl.com/Scotland-Recommendation">https://tinyurl.com/Scotland-Recommendation</a>
South Australia	3280.0	0.6	At least 1000 metres from non-associated (nonstakeholder) dwellings and tourist accommodation	<a href="https://tinyurl.com/Windfarm-SA">https://tinyurl.com/Windfarm-SA</a>
Stark County, ND	2000.0	0.4	No less than 2000ft from occupied dwelling. Stark County ND Zoning Ordinance § 6.19.5(2)(a)	<a href="https://tinyurl.com/Stark-Cty-Zoning">https://tinyurl.com/Stark-Cty-Zoning</a>
Baden-Wurttemberg (Germany)	2296.0	0.4	700 m from residential areas in accordance with no. 4.3 of the wind energy decree in regional planning policy.	<a href="https://tinyurl.com/Baden-W-rttemberg">https://tinyurl.com/Baden-W-rttemberg</a>
Lower Saxony	3280.0	0.6	State recommends 1000m between residential housing and wind power plants.	<a href="https://tinyurl.com/Lower-Saxony-p-7">https://tinyurl.com/Lower-Saxony-p-7</a>
State of Virginia	1050.0	0.2	150% of height. Model Utility Scale Wind Ordinance § h(1)(b).	<a href="https://tinyurl.com/VA-DEQ">https://tinyurl.com/VA-DEQ</a>
St. Lawrence County, NY	1050.0	0.2	1000ft or 1.5x height. St. Lawrence Cty Gov Model Wind Law §	<a href="https://tinyurl.com/St-Lawrence-Model-Wind-Law">https://tinyurl.com/St-Lawrence-Model-Wind-Law</a>
Sweetwater, WY	3850.0	0.7	5.5 times the Wind Generation Device or 1/2 mile, whichever distance is greater. 2015 Zoning Resolution/2017 Amendments § 17(D)(1).	<a href="https://tinyurl.com/Sweetwater-Zoning">https://tinyurl.com/Sweetwater-Zoning</a>
Tempealeau Cty, WI	5280.0	1.0	1 mile minimum unless mitigation.	<a href="https://tinyurl.com/Trempealeau-County">https://tinyurl.com/Trempealeau-County</a> <a href="https://tinyurl.com/Tremple-Ch-21">https://tinyurl.com/Tremple-Ch-21</a>

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Tipton Cty, IN	n/a	n/a	No specific residential restriction by distance. Must not exceed 50dB at nearest property line. Turbine must be on 20,000sq/ft of land. Title 18 Ch 18.44.020	<a href="https://tinyurl.com/Tipton-Zoning-Ordinance">https://tinyurl.com/Tipton-Zoning-Ordinance</a>
Umatilla Cty, Oregon	10560.0	2.0	2mi from rural home	<a href="https://scholarsbank.uoregon.edu/xmlui/bitstream/handle/1794/8756/Umatilla_Wind_Facility_Code_Requirements.pdf">https://scholarsbank.uoregon.edu/xmlui/bitstream/handle/1794/8756/Umatilla_Wind_Facility_Code_Requirements.pdf</a>
Union Townshp, WI	2640.0	0.5	Union Wind Energy Systems Licensing Ordinance 2008-06 § 20.01(c)(1)	<a href="https://tinyurl.com/Union-Cty-Ordinances">https://tinyurl.com/Union-Cty-Ordinances</a>
Carteret County, NC	4200.0	0.8	6x Height from residence. Max height 550ft.	<a href="https://ncseagrant.ncsu.edu/ncseagrant_docs/products/2010s/NC_Wind_Analysis_Final.pdf">https://ncseagrant.ncsu.edu/ncseagrant_docs/products/2010s/NC_Wind_Analysis_Final.pdf</a>
Victoria State, Australia	3280.8	0.6	1km to existing dwellings. Policy and Planning Guide § 2.1.6	<a href="https://tinyurl.com/Victoria-Guidelines">https://tinyurl.com/Victoria-Guidelines</a>
Massachusetts	2100.0	0.4	Model wind law - could not locate Wareham, MA, bylaws. 3x tip height to nearest existing residential structure.	<a href="https://tinyurl.com/Mass-Model-Wind-Law">https://tinyurl.com/Mass-Model-Wind-Law</a>
Wiltshire, UK	9842.0	1.9	3km for anything over 150m (492ft)	<a href="https://tinyurl.com/Wiltshire-Article">https://tinyurl.com/Wiltshire-Article</a>
Wisconsin	770.0	0.1	1.1x tip height. PSC 128.13(1)(d)	<a href="https://tinyurl.com/WI-State-Legislature-Wind">https://tinyurl.com/WI-State-Legislature-Wind</a>

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