

State of South Dakota

NINETY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2016

670X0389

SENATE BILL NO. 76

Introduced by: Senators Greenfield (Brock), Curd, Ewing, Novstrup (David), and Peterson (Jim) and Representatives Wiik, Novstrup (Al), Rounds, Willadsen, and Wollmann

1 FOR AN ACT ENTITLED, An Act to revise certain codes and standards regarding wind energy
2 system set back requirements.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 43-13-24 be amended to read:

5 43-13-24. Each wind turbine tower of a large wind energy system shall be set back at least
6 ~~five hundred feet or 1.1 times the height of the tower, whichever distance is greater,~~ from any
7 surrounding property line of adjacent property which is not subject to a wind easement with the
8 large wind energy system. However, if the owner of the wind turbine tower has a written
9 agreement with an adjacent land owner allowing the placement of the tower closer to the
10 property line, the tower may be placed closer to the property line shared with that adjacent land
11 owner.

