

Legislature - First Session - 2019

Introducer's Statement of Intent

LB373

Chairperson: Senator Tom Brewer

Committee: Government, Military and Veterans Affairs

Date of Hearing: January 31, 2019

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB 373 creates a law that requires counties to have zoning if the county wishes to host wind energy facilities. The zoning must address three subjects (set-backs, noise, decommissioning) but leaves the establishment of particular values for these subjects up to the county. The bill establishes a civil cause of action for citizens who feel a wind energy facility has diminished their property value. The bill creates a two-year interim period allowing wind energy to continue to be constructed in a county while the county creates a wind zoning ordinance. The principal aim of this bill is to give a voice to non-participating land owners / neighbors to wind facilities through the "local control" public process of developing a county zoning ordinance.

Principal Introducer: _____

Senator Tom Brewer