

# Henderson County Code Enforcement Services



100 N King St. Hendersonville, North Carolina 28792  
Phone (828) 697-4857 Fax (828) 697-4535

## MEMORANDUM

**DATE:** 10/18/2011  
**TO:** Technical Review Committee  
**TRC MEETING DATE:** November 1, 2011  
**REGARDING:** Minor Site Plan Review  
**NAME OF APPLICANT:** Beth and Ronnie Oliver/Little Bearwallow Mountain LLC  
**DEPARTMENT:** Code Enforcement Services  
**STAFF CONTACT:** Toby Linville  
**ATTACHMENTS:** Site Plan / Technical Specifications

Please find attached plans for the following development proposal to be reviewed by the Henderson County Technical Review Committee on November 1, 2011.

### **Minor Site Plan Review**

John Myers of Little Bearwallow Mountain LLC, and Beth and Ronnie Oliver, submitted the minor site plan for this project. They wish to utilize the property for a wind turbine.

### **SR 3.17. Wind Mill/Turbine, Accessory > 40 ft height**

(1) Principal Structure/Use Requirement. Accessory wind mills/turbines shall only be permitted in conjunction with a principal residential dwelling unit or business.

(2) Height. Wind turbine height shall be no more than 40 feet above any obstruction (*structure*, tree, etc. (excluding *communication towers*)) within a 200 foot radius of the base of the wind turbine. In no case shall the height exceed 100 feet.

(3) Rotor Blades. Rotor blades shall maintain a minimum ground clearance of ten (10) feet.

(4) Setback. The base of the wind turbine shall be at least ten (10) feet from surrounding property lines and setback a distance equivalent to 110 percent of the height of the wind turbine at its highest point from the property line.

(5) Color. Wind turbines must be a color that is consistent with *existing development* or natural conditions.

(6) Compliance with FAA Regulations. Wind turbines must comply with applicable FAA regulations, including any necessary approvals for installation close to *airports*.

Evidence of compliance or non-applicability shall be submitted to the *Zoning Administrator*.

(7) Compliance with FCC Regulations. Wind turbines must comply with applicable FCC regulations. Evidence of compliance or non-applicability shall be submitted to the *Zoning Administrator*.

(8) Structure Requirements. Wind turbines shall require a building permit to insure that the foundation is designed and constructed with a concrete foundation per the manufacturing requirements. Sealed engineering drawings shall be required prior to the issuance of a building permit. These standards shall not preempt the State Building Code standards or requirements to insure structural stability.

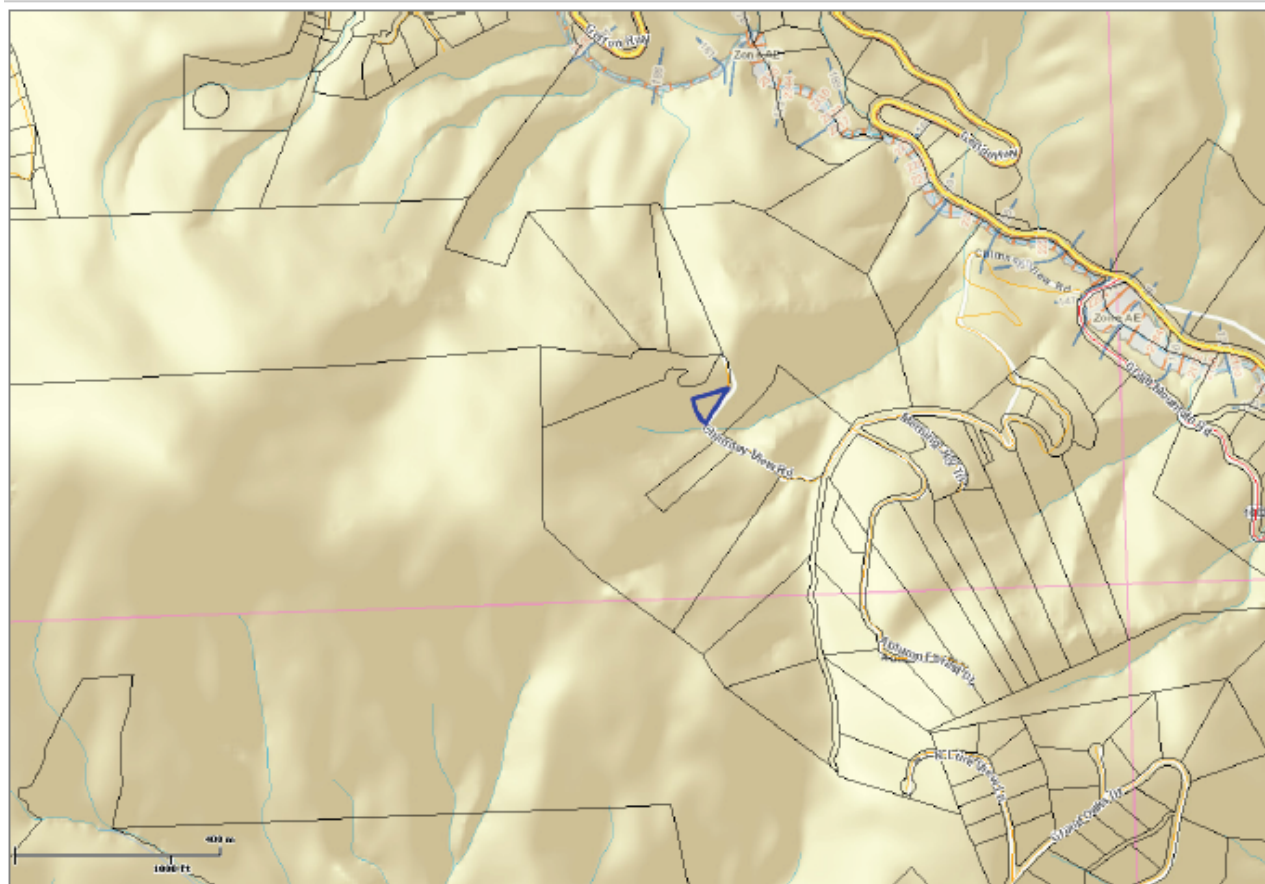
(9) Survival Wind Speed. Wind turbines shall be designed to withstand wind speeds as required by the State Building Code.

(10) Other Considerations. In addition to the standard review for special use permits, the Zoning Board of Adjustment shall consider noise and appearance criteria as factors when reviewing special use permit applications for wind turbines.

The project site is shown on the zoning report below. The project meets the requirements of the Land Development Code and all the applicable major site plan requirements are met.

If you would like to submit your changes early please use the comment sheet provided and sending it back via email to [tlinville@hendersoncountync.org](mailto:tlinville@hendersoncountync.org).

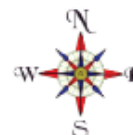




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Henderson County Government  
 Geographic Information Systems (GIS)  
 200 North Grove Street  
 Hendersonville, NC 28792  
 P - 828-698-5124  
 F - 828-698-5122



#### Parcel Information

PIN: 0604713199      Parcel Number: 1006874  
 Listed To: OLIVER, BETH  
 Physical Address: 1247 CHIMNEY VIEW RD  
 Deed: 1308/022  
 Date Recorded: 02/22/2007  
 Mailing Address: 233 OLIVER LN  
 Mailing City, State, Zip Code: ABBEVILLE, SC 29620  
 Property Description: Lot # 1 MINI STORAGE  
 Map Sheet: 0604.00  
 Neighborhood: GERTON  
 Township: Edneyville  
 Revenue Stamp: 320  
 Assessed Acreage: 0.4700  
 Building Value: \$94,200.00  
 Land Value: \$6,600.00  
 Total Value: \$100,800.00

Jurisdiction:  
 Fire District: GERTON FIRE  
 Plat: SLD 6484  
 County Zoning: R3  
 Elementary School District: EDNEYVILLE  
 Middle School District: APPLE VALLEY MIDDLE  
 High School District: NORTH HIGH  
 Soils: Porters stony loam, 25 to 45 percent slopes  
 Voting Precinct: Bat Cave  
 Commissioner District: 4  
 Agricultural District: None Found



**Pictometry Online - Mozilla Firefox**

File Edit View History Bookmarks Tools Help

http://pol.pictometry.com/en-us/app/default.php

**Pictometry Online**

Pictometry Online 1.10.0

Welcome Toby Linville | Coverage | Logout

Workspace | Source: Address Points | 1247 chimney view

Preferences | Feedback | Help

**Workspace**

- Workspace (Author)
  - Annotations
  - Bookmarks
  - Layers
    - ☐ Address Points
    - ☒ PARCELS

**Properties**

Name	Value

**Selections**

- PARCELS:
  - REID: 1006874
  - PIN: 0604713199
  - OWNER: OLIVER, BETH

**Pictometry** Map Auto

1/7

**bing**

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**Pictometry** © 2000-2011

Perimeter Distance: **681.01 Feet** Shape Area: **22038.5 Square Feet**

Date: **01/28/2010** | Level: **Neighborhood** | Scale: **75%**

Transferring data from pol.pictometry.com...

**HENDERSON COUNTY**  
**SPECIAL USE PERMIT APPLICATION FORM**

**GENERAL INFORMATION**Date of Application: 10-5-2011Previously Submitted (Circle One): (Yes) No

Date of Pre-Application Conference: \_\_\_\_\_

Site Plan Attached (Circle One): (Yes) NoTraffic Impact Study Required (Circle One): Yes (No)**SPECIAL USE PERMIT INFORMATION**Type of use to be permitted: Wind Turbine (Bergey Excel 10K) 740' height SR #: 3.17Existing Structures or Uses on property: Vacant land adjoining primary residenceRoad System (Circle): Public (Private)Water System (Circle): (Individual) Community Public (Municipal or County)Sewer System (Circle): (Individual) Community Public (Municipal or County)**SITE PLAN REQUIREMENTS**

If a minor or major site plan is not specifically required, the applicant shall submit a site plan with the following items:

- Dimensions of property.
- Location of existing and proposed structures (including accessory structures), and general use thereof.
- Setbacks of existing and proposed structures from property lines and edge of right-of-way for roads (from centerline of roads for uses located in the R-40, WR, or SW districts).
- Separation of existing and proposed structures from one another.
- Parking and off/on loading areas
- Location of signs (including sign dimensions, height, type of material, lighting).
- Location and dimensions of existing and proposed roads / driveways and their entrance/exits.
- Location of dumpsters.
- Location and general description of any fences, landscaping or other buffering (proposed or existing).

Site plan not to exceed 11 X 17 size. Anything submitted larger than 11 X 17, the applicant must provide 12 copies with the application form.

**PARCEL INFORMATION**PIN: 0604516921 Deed Book/Page: 1208/593 Tract Size (Acres): 90.44Zoning District: \_\_\_\_\_ Fire District: Gerton Watershed: \_\_\_\_\_ Floodplain: n/aLocation of property to be developed: Lot # SR1620 off Grant Mountain Rd on Chimney View Rd.  
Adjacent to principal residence on PIN: 0604713199, Deed: 1308/22**CONTACT INFORMATION****Property Owner(s)**Name: Little Bearwallow Mountain and Beth & Ronnie Oliver  
Phone: 828-712-4926Address: 3259 Gerton Highway City, State, and Zip: Gerton, NC 28735**Co-Applicant:**Name: John Myers Phone: 828-712-4926  
(Little Bearwallow Mountain)



Address: 3259 Gerton Highway City, State, and Zip: Gerton, NC 28735 Application No. \_\_\_\_\_

**Agent: Co-Applicant:**  
 Name: Ronnie & Beth Oliver Phone: 864-223-8300  
 Address: Chimney View Rd. City, State, and Zip: Gerton, NC 28735  
 Agent Form (Circle One): Yes ~~No~~

**Plan Preparer:**  
 Name: John Myers Phone: 828-712-4926  
 Address: (same as above) City, State, and Zip: \_\_\_\_\_

## STANDARDS FOR REVIEW

The Land Development Code imposes the following GENERAL REQUIREMENTS on the use requested by the applicant. Under each requirement, the applicant should explain, where applicable, how the proposed use satisfies these requirements:

- A. General Requirement #1: The use will not materially endanger the public health, safety or welfare:
1. Foundation is engineered for high winds
  2. Tower and turbine are also designed to withstand high winds
  3. Installed in 50 countries, 29 yr track record; no history of structural failure
  4. Independently tested by 3rd party
  5. Site is secured behind locked entrance
- B. General Requirement #2: The use will not substantially injure the value of property or improvements in the area.
1. Tower and turbine can be dismantled and moved.
  2. Homes with renewable energy increase in value.
- C. General Requirement #3: The use will be in harmony with the surrounding area.
1. Bergey is a small-scale turbine with tower not exceeding 100' height.
  2. Quiet operation, safe for birds and wildlife.

The Land Development Code also imposes the following SPECIFIC REQUIREMENTS on the use requested by the applicant. The applicant should be prepared to demonstrate that satisfactory provisions have been made for the following, where applicable.

The proposed use shall be located and developed in such a manner as to:

- a. Comply with all applicable local, state and federal statutes, ordinance and regulations.  
See attached "Requirements"
- b. Be in accordance with the Comprehensive Plan, Long Range Transportation Plans and Comprehensive Transportation Plans of the county and/or Long Range Transportation Plans and comprehensive Transportation Plans of nay municipality of the County.  
n/a

Application No. \_\_\_\_\_

- c. Minimize the effects of noise, glare, dust, solar access and odor on those persons residing or working in the neighborhood of the proposed use.

See attached "Noise, Glare, Dust"

- d. Minimize the environmental impacts on the neighborhood including the following groundwater, surface water, wetlands, endangered/threatened species, archeological sites, historic preservation sites and unique natural areas.

1. Pre-existing driveway and previously cleared area at turbine site.
2. Footings to be placed in cleared area surrounded by forest.
3. Quiet, safe for wildlife

Show that satisfactory provision/arrangement has been made (where applicable or required) concerning:

- a. Ingress and egress to property and proposed structures thereon (with particular reference to automotive/pedestrian safety/convenience and traffic flow/control).

Existing gravel driveway to site

- b. Off-street parking and loading areas.

All located within property

- c. Utilities (with particular reference to locations, availability and compatibility).

Underground electric and transformer box are pre-existing and near tower site

- d. Buffering and landscaping (with particular reference to type, location and dimensions).

Site is far from neighboring dwellings

- e. Structures (with particular reference to location, size and use).

Principal residence is located nearby. No other structures at tower site.

I certify that the information shown above is true and accurate and is in conformance with the Land Development regulations of Henderson County.

John Myers

Print Applicant (Owner or Agent)

John Myers

Signature Applicant (Owner or Agent)

10-5-2011

Date

**County Use Only**

Fee: \$ \_\_\_\_\_ Paid: \_\_\_\_\_ Method: \_\_\_\_\_ Received by: \_\_\_\_\_

Authority to grant the requested permit is contained in the Land Development Code, Sections: \_\_\_\_\_

Community Planning Area: \_\_\_\_\_

### **SR 3.17. Wind Mill/Turbine, Accessory > 40 ft height**

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- (5) Color. Wind turbines must be a color that is consistent with *existing development* or natural conditions.
- (6) Compliance with FAA Regulations. Wind turbines must comply with applicable FAA regulations, including any necessary approvals for installation close to *airports*. Evidence of compliance or non-applicability shall be submitted to the *Zoning Administrator*.
- (7) Compliance with FCC Regulations. Wind turbines must comply with applicable FCC regulations. Evidence of compliance or non-applicability shall be submitted to the *Zoning Administrator*.
- (8) Structure Requirements. Wind turbines shall require a building permit to insure that the foundation is designed and constructed with a concrete foundation per the July 6, 2009 manufacturing requirements. Sealed engineering drawings shall be required prior to the issuance of a building permit. These standards shall not preempt the State Building Code standards or requirements to insure structural stability.
- (9) Survival Wind Speed. Wind turbines shall be designed to withstand wind speeds as required by the State Building Code.
- (10) Other Considerations. In addition to the standard review for special use permits, the Zoning Board of Adjustment shall consider noise and appearance criteria as factors when reviewing special use permit applications for wind turbines.



## Requirements

**Special Use Permit: Little Bearwallow Mountain**  
**Ronnie and Beth Oliver**  
**Gerton, NC**

**October 5, 2011**  
**Bergey Excel 10K**

### Specific Requirements on Use

a. Comply with all applicable local, state, and federal statutes, ordinances and regulations.

- Tower height not exceeding 100' restriction
- Set Backs - Siting has set backs over 50' from property lines
- Color - Color of tower is gray and turbine is white
- FAA – well under FAA height restriction - Wind Turbine is in compliance
- FCC – N/A
- Building permit for foundation – Engineer drawing included
- Survival wind speed – 125 miles per hour sustained
- Noise – the nearest neighbor is over 1000' away from the tower site; at this distance any noise produced by the turbine will be imperceptible above the ambient, background noise (see wind fact sheet)

## **Noise Glare Dust**

**Special Use Permit: Mountain Roots, Gerton, NC**  
**October 5, 2011**  
**Bergey Excel 10K**

### **c. Minimize the effect of noise, glare, dust, .....**

- Footings include one central support pier and 3 surrounding piers for attaching guyed cables (see foundation specs)
- 2 days of backhoe equipment to dig and pour footers
- 2 days to install including crane to lift tower and turbine and complete electrical hookup
- Gray color metal tower, white turbine blades
- Tower will not exceed 100'
- All finishes have been pre-applied in factory

to Fairview

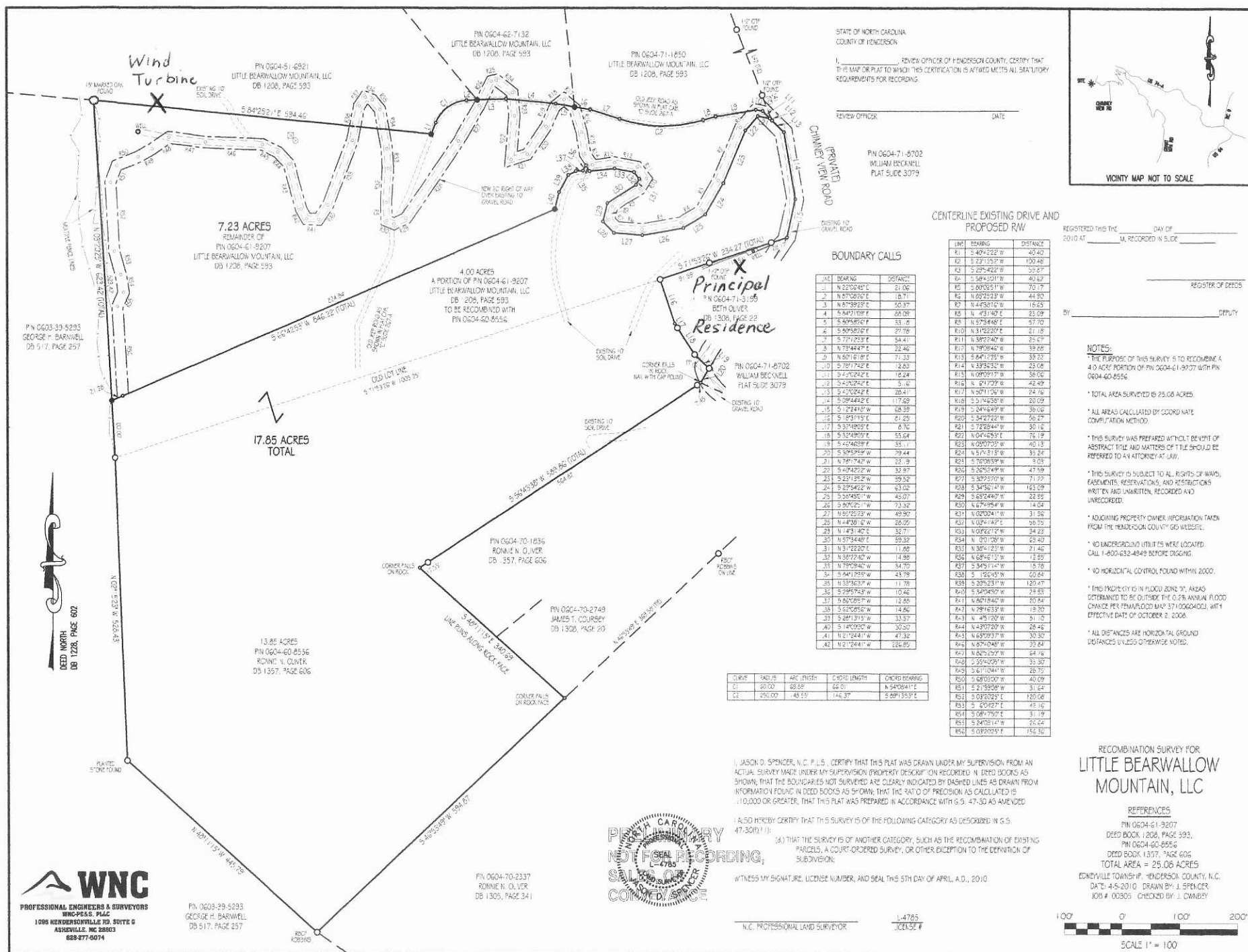
Buncombe, NC

Gerton

Wind Turbine Site  
Primary Residence

to Bat  
Cave

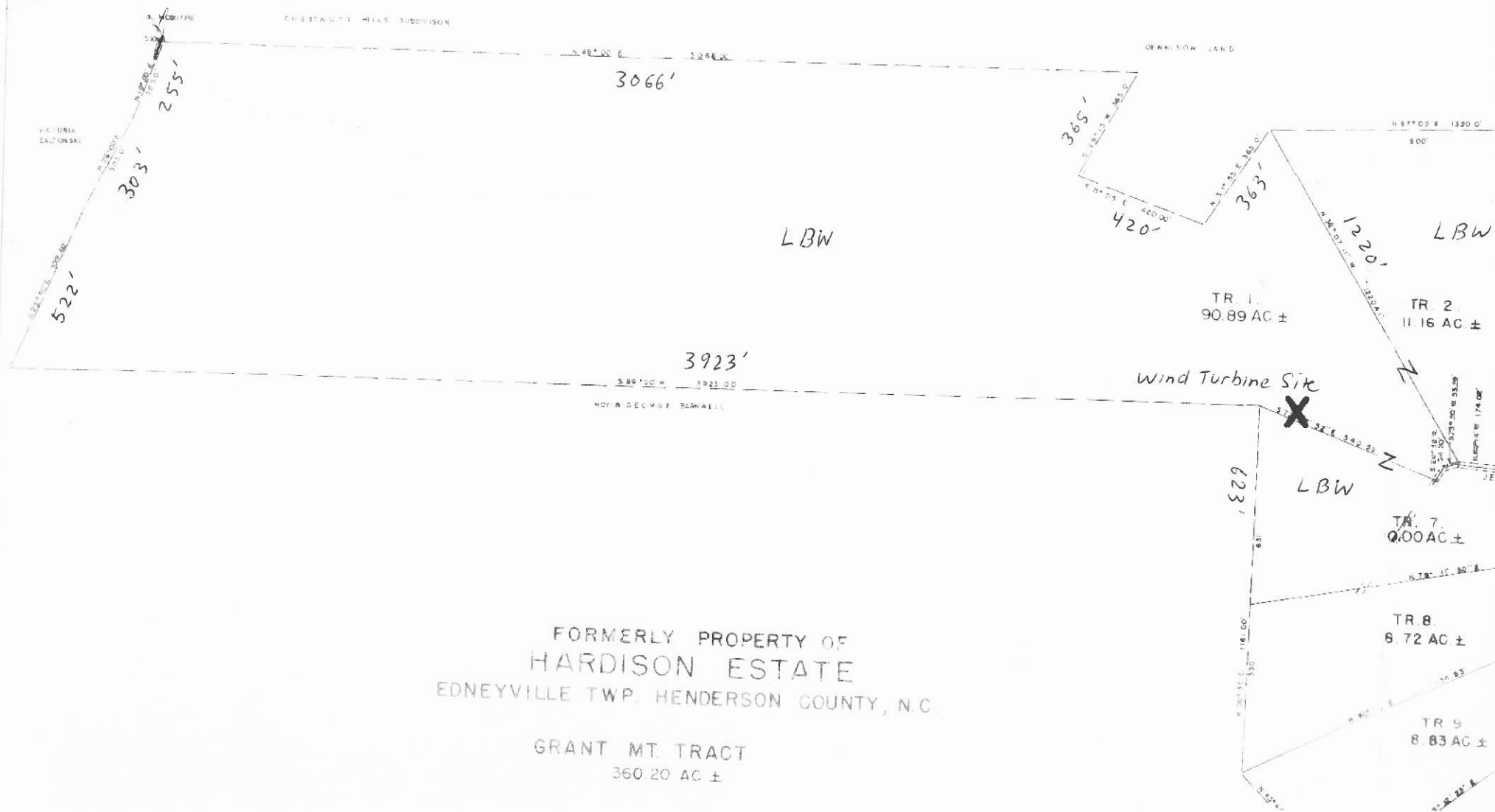






FORMERLY PROPERTY OF  
HARDISON ESTATE  
EDNEYVILLE TWP. HENDERSON COUNTY, N.C.

GRANT MT. TRACT  
360.20 AC ±



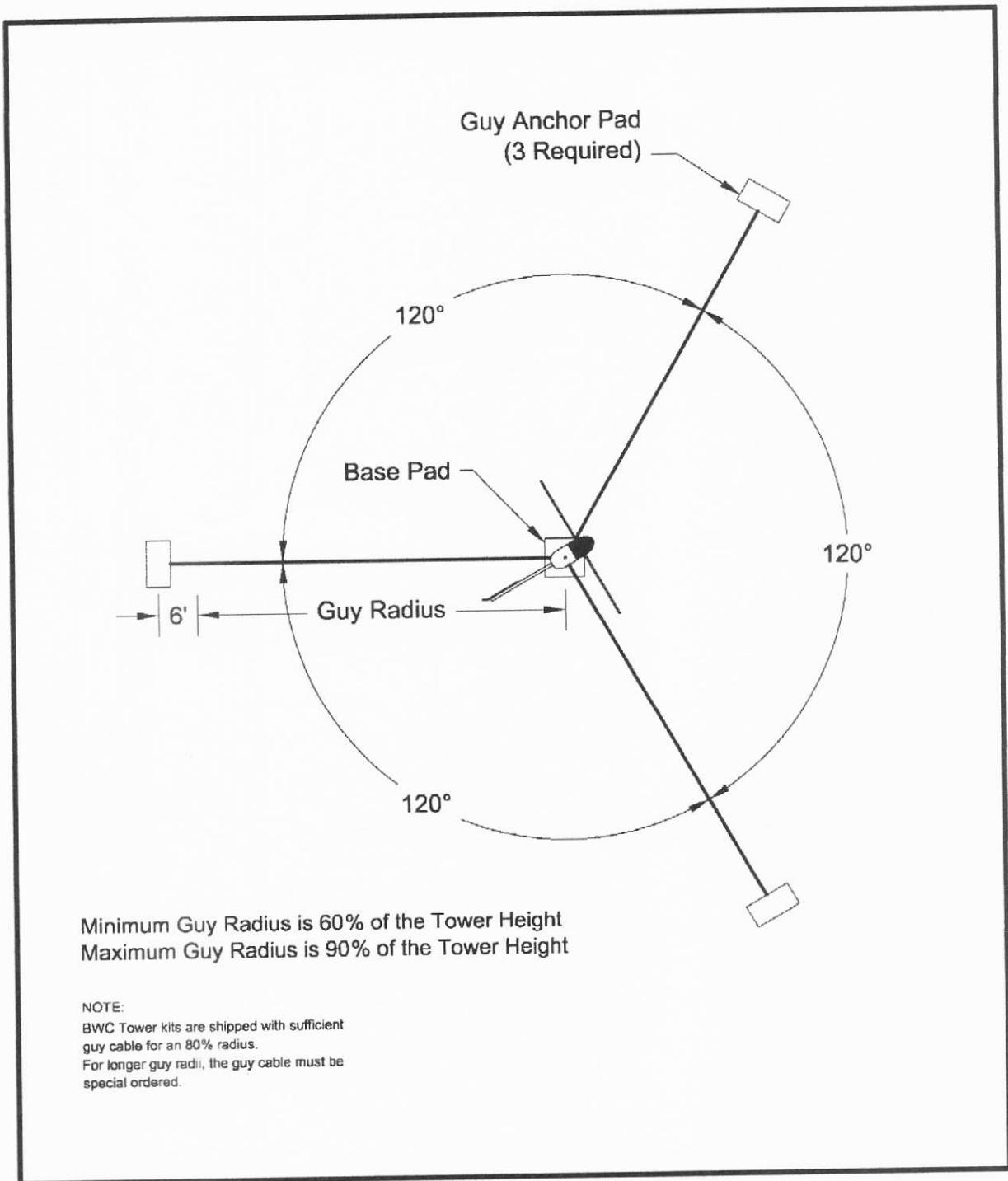


Figure 4. Nominal Foundation Layout for all BWC Guyed Lattice Towers

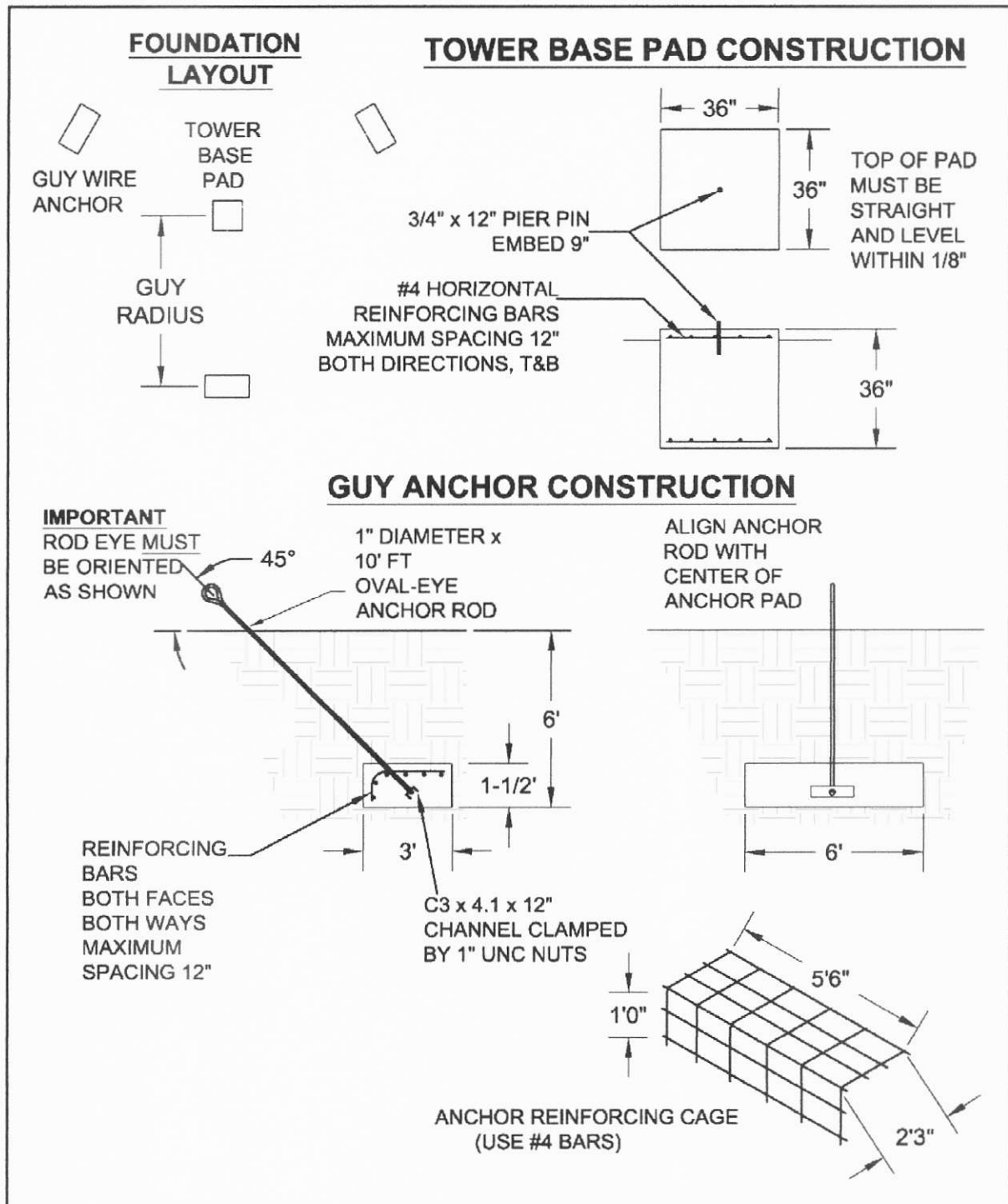


Figure 7. GL 60-120 Tower Foundations for BWC EXCEL Turbine  
(Tower base pad must extend below frost depth.)

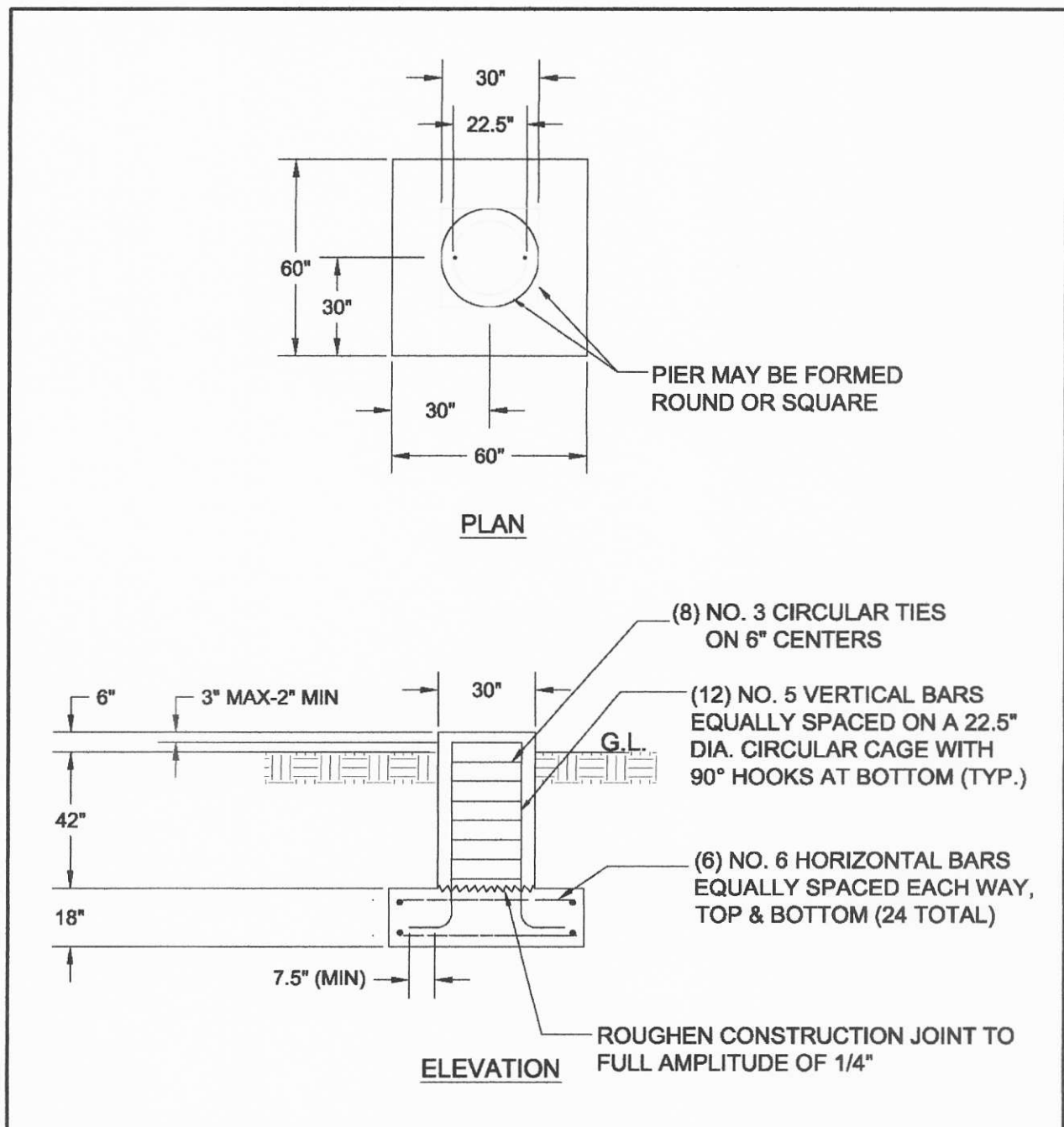


Figure 8. Pier-Pad Base Foundation for GL 60-120 Towers



Figure 12 shows guy heights and minimum guy radii for GL18 towers 60-120 ft in height.

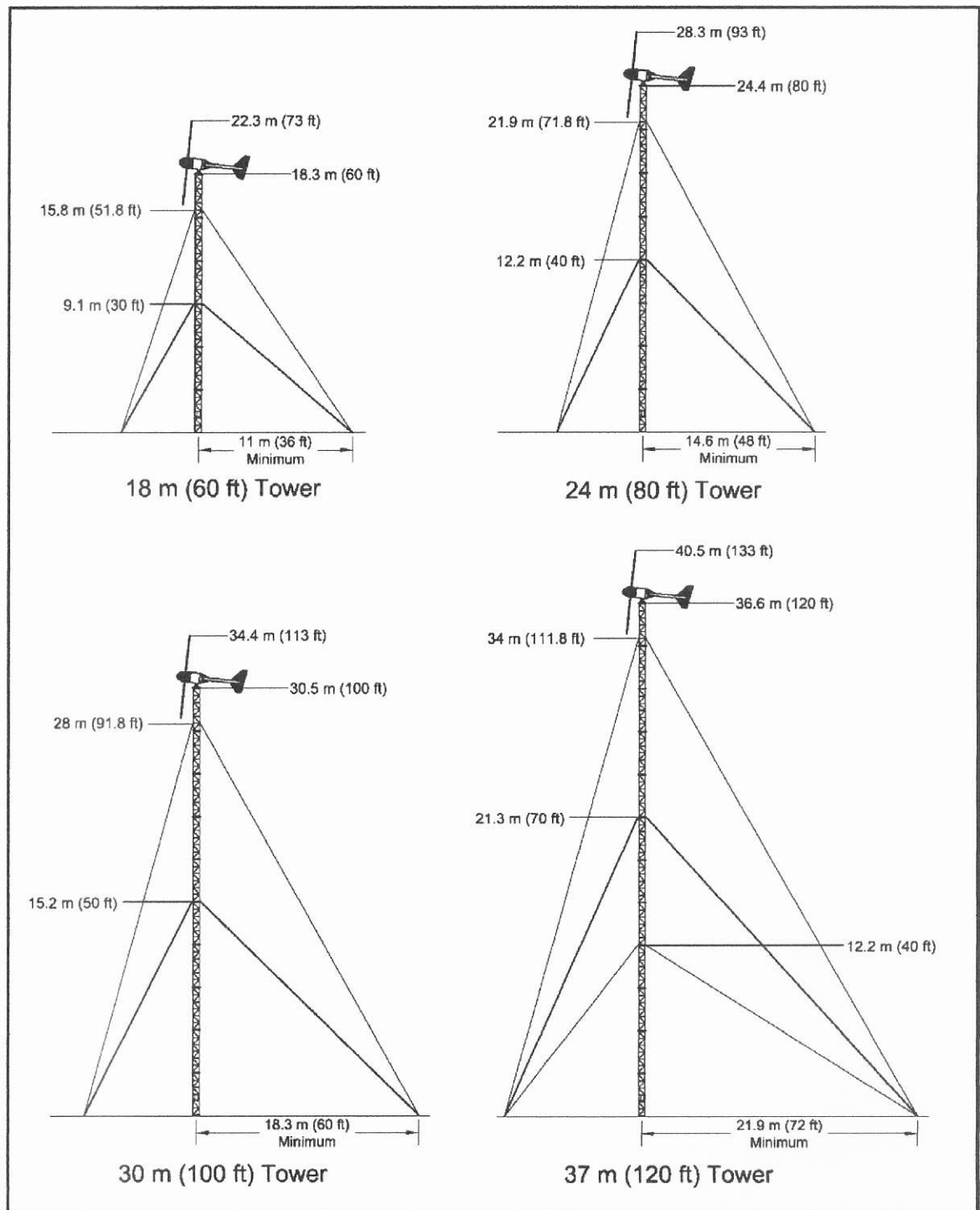
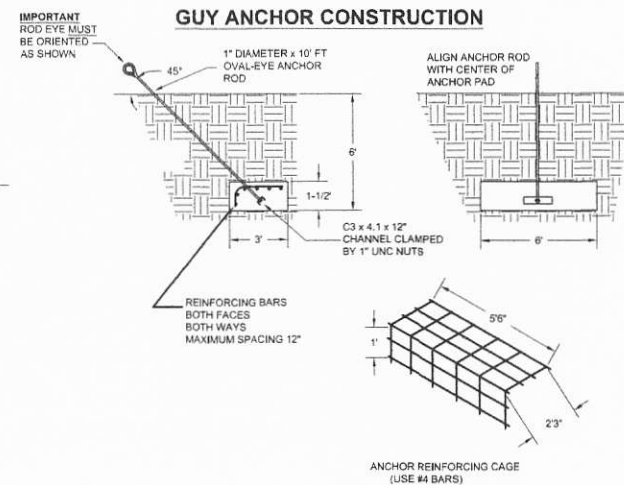
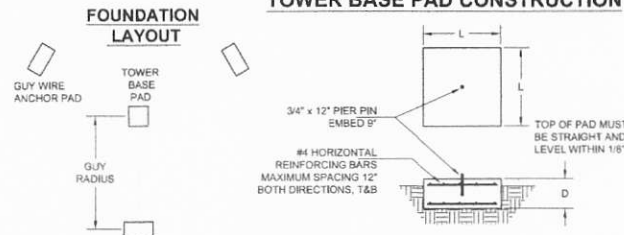
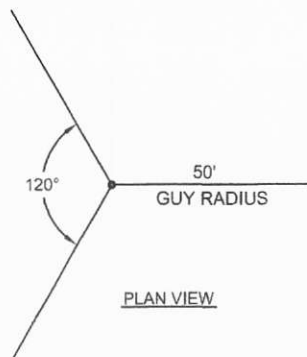
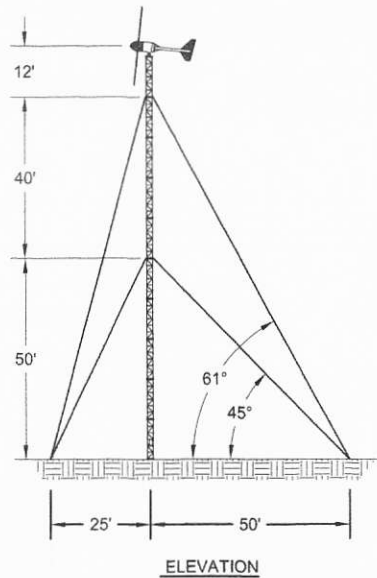


Figure 12. GL60-120 Tower configurations

# Electrical Wiring Specification



## Foundation Notes:

1. Concrete: 2500 psi minimum ultimate strength
2. ASTM A-615 Grade 40 deformed reinforcing bars, 1/2" minimum diameter, two faces, both ways, 12" O.C. maximum spacing
3. Minimum concrete cover on all reinforcing bar is 2" top, 3" all other locations
4. Compact fill in 8" lifts to minimum 100 psf
5. Water table below all concrete at all times
6. Soil bearing strength as noted in analysis

## Design Criteria

1. IBC-2003 and EIA-TIA-222F compliant
2. Design Basic Wind Speed: 90 mph
3. Rotor Thrust: 2000 lb max
4. Turbine Weight: 1050 lb
5. Maximum Torque: 250 ft-lb @ 300 rpm
6. Furling Moment: 875 ft-lb
7. Ice accumulation as noted

## Tower Wiring:

3 x #6 AWG MC Armored Cable

## Safety Switch:

60A 600V 3-pole Fusible  
NEMA Type 3R Rainproof  
Serves as lockable disconnect  
3 @ 35A Fuses Type FRS-R-35  
Delta LA603 3-Phase Surge Arrestor

## Grounding:

3 @ 8' copper-clad ground rods  
1 rod per tower leg  
#2 AWG bare 7-strand ground cable  
#8 bare solid bond wire between  
tower base ground rod and  
inverter / utility ground

## Wire Run:

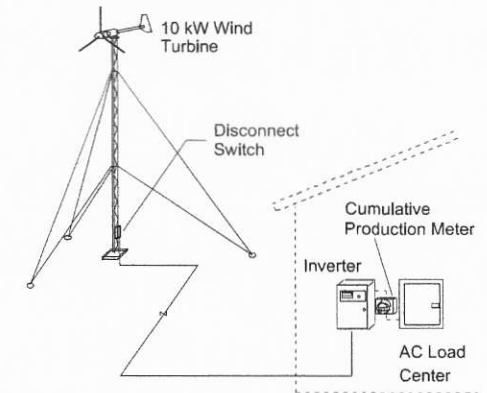
Consult BWC tables for wire size  
based on length of wire run.  
Underground conductors and bond  
wire must be housed in conduit.  
Minimum conduit burial depth is 18".

## Inverter:

GridTek 10, UL listed

## Load Panel:

2-Pole, 240V, 60A breakers,  
dedicated



## Material Specifications

1. Tower Legs: ASTM A529 Grade 50  
Minimum yield stress 50,000 psi
2. Tower Flanges: ASTM A572 Grade 50  
Minimum yield stress 50,000 psi
3. Tower Braces: ASTM A529 Grade 50  
Minimum yield stress 50,000 psi
4. Tower Bolts: ASTM A325 construction grade  
Minimum tensile stress 120,000 psi  
Minimum yield stress 92,000 psi
5. Anchor Rods: A. B. Chance 1" Oval-eye  
Minimum tensile strength 38,000 lb

## BERGEY WINDPOWER

DRAWN K. G. C. 08-29-2005	TITLE SUMMARY SHEET
CHECKED M.B. 08-30-2005	10 kW ON GL18-100 TOWER
APPROVED	DWG NO.
SCALE NONE	1400-XL-GL18-100

# SMALL WIND FACTSHEETS



## How Much Noise Do Small Wind Systems Make?

### Few moving parts

Most residential-sized wind generators are direct-drive devices with few moving parts. Unlike the utility-scale turbines used in wind farms, they do not have high-speed transmissions. Thus, most of the sound that comes from a residential sized wind turbine is aerodynamic noise caused by the blades passing through the air. The noise level of most modern residential turbines measures close to the ambient noise levels under average wind conditions. It is audible, if you are out of doors and listening for it, but no noisier than your average refrigerator.

Most residential turbines do not begin turning until a certain threshold, or "cut-in" wind-speed is reached - typically about 7 m.p.h. So, on a calm, windless day (or night), the turbine is still and silent.

### Background noise masks aerodynamic sounds

Just how audible depends on the distance of the listener from the turbine - and also on the level of existing background noise, including traffic, farm machinery, barking dogs, children playing, lawn mowers, and even the environment itself. Residential-sized wind turbines are variable speed devices, turning faster and thus creating more sound as wind speed increases. At the

same time, the wind itself creates sound, rustling through trees, shrubs, and fields, and even rattling buildings. These natural back-ground sounds also increase with wind speed, thereby effectively masking much of a small turbine's aerodynamic sound. The sound of a wind turbine may be distinguishable from ambient (background) noise even though it is not louder. However, the same can be said for all of the other components of ambient noise, including things like barking dogs, traffic, kids playing, tractors, and even trees.

### Sound levels fall with distance

Sound levels fall off significantly with distance. In one sound test carried out on a Bergey Windpower 10 kW BWC Excel wind system at a distance of 300 feet and in 25 mph winds, the BWC Excel generated sound with a 54 dB(A) to 55 dB(A) rating, making the wind generator barely audible over the 52.5 dB(A) rating of the surrounding environment's background noise. At about 500 feet, the BWC Excel sound rating was 53 dB(A), making it just another part of the background sound.

In another instance, sounds from a 10-kW Jacobs wind system were measured by a representative of the Clinton (Iowa) Detective Bureau. "In wind speeds between 16 mph and 36 mph and at a position only 50 feet from the wind generator, the decibel meter registered the



For more information, contact AWEA at [windmail@awea.org](mailto:windmail@awea.org) or call 202-383-2500.

Visit our web site at [www.awea.org](http://www.awea.org), or write us at 122 C Street, NW, Washington, DC 20001.

# SMALL WIND FACTSHEETS



continued...

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sound of the wind generator between 55 dB(A) and 59 dB(A). The detective noted that, 'at this location, the sound output from the generator was observed to be partially masked by the sounds from the rustling of leaves in the trees.' When the decibel meter was pointed at the trees (which were 300 feet away), the meter registered the tree sounds at 60 dB(A) to 62 dB(A)." The conclusion: "the wind generator sounds were 'inconsequential in total noise emission.'"

## References

Mick Sagrillo, Windletter Feb/Mar 1997

## Other Fact Sheets Available on Small Wind Energy:

What is Small Wind?

Do Small Wind Systems Kill Birds?

What About Visual Impact?

Small Wind Systems and Public Safety

How Do Small Wind Systems

Affect Property Values?



For more information, contact AWEA at [windmail@awea.org](mailto:windmail@awea.org) or call 202-383-2500.

Visit our web site at [www.awea.org](http://www.awea.org), or write us at 122 C Street, NW, Washington, DC 20001.



## BWC EXCEL Wind Turbine

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The **BWC EXCEL** is a modern 7 meter (23 ft) diameter, 10,000W wind turbine designed for high reliability, low maintenance, and automatic operation in adverse weather conditions. It is available in two configurations: battery charging and grid-connected (the pumping version is not currently available). The BWC Excel is a ruggedly built turbine that comes with the longest [warranty](#) (5 years) in the industry.

In October 2008 the Excel-S was upgraded to a more efficient Powersync II inverter. In July 2009 the Excel turbine was upgraded with a more powerful alternator and longer blades. Performance has been improved by an average of 25%. Also in July 2009 the warranty on the Excel wind turbine was increased to 10 years - the longest in the industry.

Battery charging BWC EXCEL's can be supplied with outputs of 24, 48, 120 or 240 VDC. They are well suited for large rural homes, remote villages and facilities, eco-tourism resorts, and larger telecommunications sites.

The BWC EXCEL was introduced in 1983 and it has been installed at over 1,600 sites around the world. We invite you to review our list of [notable customers](#) and our [example projects](#).

### Specifications

**Start-up Wind Speed:** 3.4 m/s (7.5 mph)  
**Cut-in Wind Speed:** 2.5 m/s (5 mph) - grid intertie; 4 m/s (9 mph) - battery charging  
**Rated Wind Speed:** 12 m/s (27 mph)  
**Rated Power:** 10 kW for grid intertie, 7.5 kW for battery-charging  
**Cut-Out Wind Speed:** None  
**Furling Wind Speed:** 15.6 m/s (35 mph)  
**Max. Design Wind Speed:** 60 m/s (134 mph)

Go to [Detailed Technical Description of the Excel-R Turbine](#)

**Type:** 3 Blade Upwind  
**Rotor Diameter:** 7 m (23 ft.)  
**Blade Pitch Control:** None, Fixed Pitch  
**Overspeed Protection:** AUTOFURL  
**Gearbox:** None, Direct Drive  
**Temperature Range:** -40 to +60 Deg. C (-40 to +140 Deg. F)  
**Generator:** Permanent Magnet Alternator  
**Output Form:** 3 Phase AC, Variable Frequency (Regulated 48 - 240 VDC after VCS-10, or 240 VAC, 1Ø, 60 Hz or 220 VAC, 1Ø, 50 Hz with Powersync II inverter.