

5. Pay Request from Heartland Asphalt, Inc. for the 5th Street NW Reconstruction & 5th Avenue NW Resurfacing in the amount of \$35,044.01.

Moved By: Boorum

Items 1 – 5 on the Consent Agenda are hereby approved.

Yes: 7

No: 0

Absent: 0

D. REGULAR BUSINESS.

1. **Second Reading of Ordinance 938, An Ordinance Amending Chapter 100 by Adding Section 100.28 Regarding Alternative Energy.**

Community Development and Zoning Official Kohout reviewed changes to the ordinance since the last reading:

- Special Provisional Use permit requires Planning and Zoning Commission review and Council approval.
- Small Wind Energy System, Roof Mounted or Ground Mounted Solar Energy Systems shall be considered special provisional uses.
- Provisional Uses do not require Planning and Zoning and Council approval but are subject to all applicable conditions of the code.
- Passive Solar Energy System, Building Integrated Solar Energy System, Closed Loop Ground Source Heat Pump System, and Open Loop Ground Source Heat Pump System are provisional uses.
- The closed loop ground source heat pump systems are allowed in residential areas and open loop ground source heat pump systems are permitted only in non-residential areas.
- Groundwater testing for open loop systems is required and inspected by the Public Works Department.
- The maintenance and abandonment of an open loop system has to be in compliance with all applicable applications.
- Ground source heat pump systems must comply with federal and state regulations.
- Small wind energy systems have to comply with Waverly Light and Power regulations.
- Lots have to be a minimum of two acres to install a small wind energy system.

Hank Bagelmann of Planning and Zoning Commission stated that the City has not had an application for alternative energy use but it is happening in other areas of the state. Mr. Bagelmann felt it was important to put the basic units of alternative energy into one ordinance. Mr. Kohout feels that it is opening of the door for alternative energy sources but yet mindful of restricted guidelines. Diane Johnson conducted a public forum on said alternative energy systems. Discussion followed on Small Wind Innovation Zone tax credits.

Moved By: Kangas

Second Reading of Ordinance 938, An Ordinance Amending Chapter 100 by adding Section 100.28 Regarding Alternative Energy is hereby approved.

Yes: 7

No: 0

Absent: 0

