

**Amendment 1 to Council Bill 59-2016**

**BY: Mary Kay Sigaty**

**Legislative Day No: 16  
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**Amendment No. 1**

1 *(This amendment requires a glare study and visual impact analysis for Commercial Solar*  
2 *Facilities Conditional Use petitions).*

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6 On page 5, in line 28, after the period insert "THE PETITIONER SHALL INCLUDE A GLARE  
7 STUDY WITH THE CONDITIONAL USE PETITION.".

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9 On page 6, immediately following line 2, insert "L. SCENIC VIEWS". On the same page,  
10 in line 3, strike "[[m]]L." and substitute "(1)"; in line 5, strike "(1)" and substitute "A."; in line 6,  
11 strike "(2)" and substitute "B."; in line 7, strike "(3)" and substitute "C."; and in line 9, strike  
12 "(4)" and substitute "D.". Lastly on the same page, immediately following line 10, insert the  
13 following:

14 "2. VISUAL IMPACT ANALYSIS REQUIRED TO DEMONSTRATE MINIMAL IMPACT TO OR  
15 FROM SCENIC VIEWS

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17 A. THE CONDITIONAL USE PETITION SHALL INCLUDE A VISUAL IMPACT ANALYSIS  
18 MAPPING ALL VIEWSHED IMPACTS AND ANY PROPOSED MITIGATION. THIS ANALYSIS  
19 SHALL INCLUDE MAPPED VISUAL IMPACT ASSESSMENTS OF ALL IMPORTANT OR  
20 CRITICAL VIEWPOINTS OR ELEVATIONS FROM WHICH THE SOLAR FACILITY CAN BE  
21 SEEN FROM A FIXED VANTAGE POINT. FOR PURPOSES OF THIS SUBSECTION, A  
22 VIEWSHED IS A TOPOGRAPHICALLY DEFINED AREA INCLUDING ALL CRITICAL  
23 OBSERVATION POINTS FROM WHICH THE SOLAR FACILITY IS VIEWED.

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25 B. IF THE VISUAL IMPACT ASSESSMENT AS MAPPED PARTICULARLY INTERFERES WITH  
26 AND COMPROMISES CRITICAL OBSERVATION POINTS WITHIN THE VIEWSHED THAT

1 WARRANT VIEWSHED PROTECTION, THE PETITIONER SHALL MITIGATE THE VIEW  
2 THROUGH ADDITIONAL LANDSCAPING OR OTHER FORMS OF MITIGATION, INCLUDING  
3 RECONFIGURATION OF THE SOLAR PANELS, OR AS MAY BE REQUIRED BY THE  
4 HEARING AUTHORITY.

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6 C. FENCING ALONG ROAD FRONTAGE OR THE PERIMETERS OF THE COMMERCIAL  
7 SOLAR FACILITY SITE WHERE THE FENCING WOULD BE VISIBLE SHALL BE  
8 CONSTRUCTED OF A MATERIAL AND DESIGN CONSISTENT WITH THE CHARACTER OF  
9 THE ROADWAY OR AREA.

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11 D. THE PETITION SHALL INCLUDE A LANDSCAPE PLAN.”  
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