



## Legislation Text

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TAMRMS#: B06

### **Bylaw 27/2019 Land Use Bylaw Amendment - Solar Arrays (1<sup>st</sup> Reading)**

Presented by: Jean Ehler, Manager, Development Branch

#### **RECOMMENDATION(S)**

1. That Bylaw 27/2019, being Amendment 171 to the Land Use Bylaw 9/2005, be read a first time.
2. That a public hearing on Bylaw 27/2019 be scheduled for September 16, 2019.

#### **PURPOSE OF REPORT**

The purpose of this report is to introduce Administration's proposed amendments to the Land Use Bylaw (LUB) which, if passed, would:

- (a) allow ground located solar collectors as a discretionary use in the Commercial and Industrial Services (CIS) land use district; and
- (b) clarify that roof-based solar collector systems (already allowed under the LUB) include ballasted flat-roof systems that have no point of attachment to a roof apart from being placed there.

#### **ALIGNMENT TO PRIORITIES IN COUNCIL'S STRATEGIC PLAN**

This initiative supports Strategic Priority #6 (Environmental Stewardship) with respect to reducing St. Albert's environmental footprint, since solar-generated electric power can displace an equivalent amount of electricity generated through combustion of fossil fuels.

#### **ALIGNMENT TO LEVELS OF SERVICE DELIVERY**

N/A

#### **ALIGNMENT TO COUNCIL DIRECTION OR MANDATORY STATUTORY PROVISION**

N/A

#### **BACKGROUND AND DISCUSSION**

In February, 2016, Council approved amendments to the LUB which:

- introduced “**solar collector**” as a use;
- introduced General Regulations which control the installation of a solar collector attached to the roof or wall of a building in all Land Use Districts; and
- stipulated that a development permit was not required provided that the General Regulations which control the installation of a solar collector are fully complied with.

Currently the LUB does accommodate the installation of solar collectors on car port structures, and

the installation of solar roof tiles. Recent enquiries regarding the possibility of installing a ground located solar collector structure (a racking system with attached rails) in the CIS district, indicated that a review of the existing regulations was required. At the same time, it became apparent that the LUB did not allow for installation of ballasted flat roof systems which have no point of attachment or fixture to the roof of a building other than being placed (located) on a roof.

The proposed amendments will align the St. Albert approach with that of other municipalities in Alberta.

The amendments would:

- narrow the existing definition for **“solar collector”** so that it means only a roof or wall located structure;
- allow for the location of ballasted systems on roofs;
- add a new definition for **“solar collector, ground”** to distinguish it from a roof or wall located structure;
- enable the installation of ground mounted (ground located) solar collector racking systems with attached rails in the CIS district as a discretionary use;
- add text to **Section 6.20 Prohibited Uses**, and reword **Section 6.24 Solar Collectors** to regulate both **“solar collector, roof or wall”**, and **“solar collector, ground”**; and
- add text to **Section 9.17 Commercial and Industrial Services (CIS) Land Use District** whereby a **“solar collector, ground”** is designated a discretionary use.

## STAKEHOLDER COMMUNICATIONS OR ENGAGEMENT

Internal communication was limited to discussions with the City’s Building Inspection Services Branch Manager, and an exchange of information with the City’s Senior Manager, Assessments. Regarding possible taxation implications, any owner/developer who approaches the City to discuss assessment and tax consequences on a larger solar project, should enter into a dialogue with Assessment, who can assist in providing a tax estimate. Large scale solar farm developers would have to contact the province directly.

External communication was limited to meetings with, and email exchanges between City Administration and a business owner who installs solar collector systems and would like to do so in St. Albert. Information thus obtained resulted in the proposals before Council.

## IMPLICATIONS OF RECOMMENDATION(S)

Financial:

None at this time.

Legal / Risk:

None at this time.

Program or Service:

None at this time.

Organizational:

None at this time.

### **ALTERNATIVES AND IMPLICATIONS CONSIDERED**

Should Council not support the recommendation, the following alternatives could be considered:

a) Alternative 1.

That Council do nothing. The *status quo* is maintained, in that the Land Use Bylaw would remain 'silent' on ground located solar collectors, thereby limiting options for the installation of this technology in the Commercial and Industrial Services (CIS) Land Use District.

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