

**PREPARED BY:**

**CITY OF NAPERVILLE  
LEGAL DEPARTMENT  
630/420-4170**

**RETURN TO:**

**CITY OF NAPERVILLE  
CITY CLERK'S OFFICE  
P.O. BOX 3020  
400 SOUTH EAGLE STREET  
NAPERVILLE, IL 60566-7020**

**ORDINANCE NO. 19 -**

**AMENDING SECTION 2 (DEFINITIONS) AND SECTION 5 (SOLAR ENERGY SYSTEMS) OF CHAPTER 15 (SMALL WIND AND SOLAR RENEWABLE ENERGY SYSTEMS) OF TITLE 6 (ZONING ORDINANCE) OF THE NAPERVILLE MUNICIPAL CODE PERTAINING TO  
SOLAR ENERGY REQUIREMENTS**

**WHEREAS**, the City of Naperville, in its authority as a Home Rule community, has enacted Municipal Code Regulations for the purpose of improving and protecting the public health, safety, comfort, convenience and general welfare of the people; and

**WHEREAS**, the City of Naperville has partnered with 23 other communities in a collaborative effort facilitated by the Metropolitan Mayors Caucus to achieve a SolSmart designation consistent with the 2010 Naperville Sustainability Plan to advance renewable energy, enact policies to support clean energy and engage the community in clean energy practices; and

**WHEREAS**, the recent SolSmart Zoning Review identified barriers to installation, recommended streamlining review processes and advocated for best practices; and

**WHEREAS**, the City of Naperville has given general public notice, and conducted a public hearing on March 20, 2019 before the Planning and Zoning Commission with respect to the proposed amendments in response to the SolSmart Audit, as required by law; and

**WHEREAS**, the Planning and Zoning Commission recommended approval of the proposed amendments on March 20, 2019.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NAPERVILLE, DUPAGE AND WILL COUNTIES, ILLINOIS**, in exercise of its home rule authority, as follows:

**SECTION 1:** The recitals set forth above are incorporated herein.

**SECTION 2:** Section 2 (Definitions) of Chapter 15 (Small Wind and Solar Renewable Energy Systems) of Title 6 (Zoning Ordinance) of the Naperville Municipal Code is hereby amended by adding the underlined language, as follows:

<u>GROUND-MOUNTED, SMALL:</u>	<u>A Ground-Mounted solar energy system that is under 1,750 square-feet in area.</u>
<u>GROUND-MOUNTED, MEDIUM:</u>	<u>A Ground-Mounted solar energy system that is greater than 1,750 square-feet in area but under 40,000 square-feet in area.</u>
<u>GROUND-MOUNTED, LARGE:</u>	<u>A Ground-Mounted solar energy system that is greater than 40,000 square-feet in area.</u>

**SECTION 3:** Section 5 (Solar Energy Systems) of Chapter 15 (Small Wind and Solar Renewable Energy Systems) of Title 6 (Zoning Ordinance) of the Naperville Municipal Code is hereby amended by adding the underlined language, as follows:

6-15-5:1. Authorization of Use:

1.1. Permitted Use:

1.1.3. Building-mounted solar energy systems and small-scale ground-mounted solar energy systems may be authorized administratively in all Residential Districts in Chapter 6 in accordance with the requirements of this Chapter and subject to approval by the Director of Public Utilities and the Director of Transportation, Engineering and Development, or their designees.

1.2. Conditional Use:

1.2.1. Large-scale and medium-scale a ground-mounted solar energy systems ~~that is accessory to a residential use or any principal institutional, utilities or non-residential use~~ may be authorized as a conditional use in any Residence District in accordance with the procedures established in Section 6-3-8 (Conditional Use) of this Title and the provisions of Section 6-15-6 of this Chapter.

6-15-5:2. Height:

2.1. ~~Building-Mounted Solar Energy System: A building-mounted solar energy system may not extend above the peak roof height of the building which the solar energy systems is affixed to.~~ A building mounted solar energy system installed on a flat or mansard style roof may extend up to 3 feet above the applicable maximum building height limit for the subject building type or more than 5 feet above the highest point of the roof line, whichever is less. This additional height allowance shall not apply to installations on pitched roof structures.

2.2. Ground-Mounted Solar Energy System: The maximum height of a ground mounted solar energy system shall be ~~six (6) feet~~ eight (8) feet as measured from the average grade at the base of the pole to the highest edge of the system when oriented at maximum tilt.

**SECTION 3:** This Ordinance shall be in full force and effect upon its passage and approval as required by law.

PASSED this \_\_\_\_ day of \_\_\_\_\_, 2019.

AYES:

NAYS:

ABSENT:

APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2019.

---

Steve Chirico  
Mayor

ATTEST:

---

Pam Gallahue, Ph.D.  
City Clerk