RESOLUTION NO. 248-12 INTRODUCED BY PUBLIC WORKS TO PROHIBIT THE USE OF BYPRODUCTS AND WASTE PRODUCTS OF HYDRAULIC FRACTURING OF OIL AND/OR GAS WELLS ON THE ROADS AND PROPERTY OF THE COUNTY OF SULLIVAN

WHEREAS: the Sullivan County Legislature is aware that by-products and waste products of the hydraulic fracturing of oil and/or gas wells, including brines, have been used in certain applications on roads and other properties and lands, and

WHEREAS: the Sullivan County Legislature is aware that fluids used in the hydraulic fracturing of oil and/or gas wells contain undisclosed substances and/or chemical, some of which may be toxic or hazardous, and

WHEREAS: the Sullivan County Legislature believes that any fluids used in the hydraulic fracturing of oil and/or gas wells, and any fracturing fluids recovered from such wells, including any by-products or waste products of such fluids, including brine, such be properly treated and disposed of in an appropriate waste water treatment plant and should not be allowed to be used on any roads or lands for any purpose.

NOW THEREFORE BE IT RESOLVED,

That the Sullivan County Legislature hereby states and directs:

1. It shall be the policy of the County of Sullivan that no fluids used in the hydraulic fracturing of oil and/or gas wells, anywhere, and no fracturing fluids recovered from any such wells, and no by-products or waste products of such fluids, including brine, shall be used on any County roads or lands, and

2. The Department of Public Works is directed to see to it that no such materials are acquired, used or distributed, by any means, on County road, bridges and lands, whether directly by the Department or by any other entity pursuant to contract or agreement with the County.

Moved by Mr. Sorensen, seconded by Mrs. Gieger, put to a vote, unanimously carried and declared duly adopted on motion June 21, 2012.