

Question 300

Shall Broomfield's Home Rule Charter be amended for five years so as to prohibit the use of hydraulic fracturing to extract oil, gas, or other hydrocarbons within the City and County of Broomfield and to prohibit the disposal or open pit storage of solid or liquid wastes created in connection with the hydraulic fracturing process?

For the Ordinance

Against the Ordinance

Purpose.

To protect property, property values, public safety and welfare, and the environment by prohibiting the use of hydraulic fracturing to extract oil, gas, or other hydrocarbons within the City and County of Broomfield.

Findings.

The people of Broomfield hereby make the following findings with respect to the process of hydraulic fracturing within the City and County of Broomfield:

- The Colorado Constitution confers on all individuals in the state, including the citizens of Broomfield, certain inalienable rights, including “the right of enjoying and defending their lives and liberties; of acquiring, possessing and protecting property; and of seeking and obtaining their safety and happiness,” Colorado Constitution Article II, § 3;
- The Colorado Oil and Gas Act requires oil and gas resources to be extracted in a “manner consistent with protection of public health, safety, and welfare, including protection of the environment and wildlife resources,” C.R.S. § 34-60-102;
- The well stimulation process known as hydraulic fracturing is used to extract deposits of oil, gas, and other hydrocarbons through the underground injection of large quantities of water, gels, acids or gases; sands or other proppants; and chemical additives, many of which are known to be toxic;
- The people of Broomfield seek to protect themselves from the harms associated with hydraulic fracturing, including threats to public health and safety, property damage and diminished property values, poor air quality, destruction of landscape, and pollution of drinking and surface water;
- The people of Broomfield have determined that the best way to safeguard our inalienable rights provided under the Colorado Constitution, and to ensure the “protection of public health, safety, and welfare, including protection of the environment and wildlife resources”: as provided under the Colorado Oil and Gas Act, is to prohibit hydraulic fracturing and the storage and disposal of its waste products within the City and County of Broomfield.

Policy.

It shall hereby be the policy of the City and County of Broomfield that it is prohibited to use hydraulic fracturing to extract oil, gas or other hydrocarbons within the City and County of Broomfield. In addition, within the City and County of Broomfield, it is prohibited to store in open pits or dispose of solid or liquid wastes created in connection with the hydraulic fracturing process, including but not limited to flowback or produced wastewater and brine.

This prohibition will expire after five years from the date of its implementation, unless it is extended by a majority vote by the people of Broomfield prior to expiration.

Retroactive application.

In the event this measure is adopted by voters, its provisions shall apply retroactively as of the date the measure was found to have qualified for placement on the ballot.



CITY AND COUNTY OF BROOMFIELD

NOVEMBER 5, 2013
COORDINATED ELECTION

AMENDED STATE AND COUNTY
ABSTRACT OF VOTES CAST

AND

RECOUNT ELECTION
ABSTRACT OF VOTES CAST



STATE OF COLORADO)

) SS.

AMENDMENT TO THE ABSTRACT OF VOTES CAST

CITY AND COUNTY OF BROOMFIELD

Pursuant to 1-10.5-107 (4), Colorado Revised Statutes, I, Jim Candelarie, the City and County Clerk for the City and County of Broomfield, do hereby issue an amended State and County Abstract of Votes Cast for the City and County of Broomfield Question 300, subject to recount following the November 5, 2013 Coordinated Election.

Under this heading, I do hereby issue an amended State and County Abstract of Votes Cast for the original November 5, 2013 Coordinated Election, to remedy the following deficiencies: the number of inactive voters on Election Day, the number of mail ballots rejected, the number of in-person ballots counted, the number of provisional ballots counted and rejected, and the number of spoiled ballots. The Abstract by ballot style was not provided prior to the recount.

Witness our hands and seal this 5th of December, 2013.

Handwritten signature of Jim Candelarie in black ink.

Jim Candelarie, City and County Clerk

Marty Robinson, Republican Canvass Board Member

Handwritten signature of Joan Stern-Murahata in black ink.

Joan Stern-Murahata, Democratic Canvass Board Member



City and County of Broomfield
 Official Amended Abstract of Votes Cast
 December 2, 2013 Recount Election for Question 300

Date:12/04/13
 Time:16:48:43
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Active Registered Electors on Election Day - 35,032
 Registered Electors on Election Day - 42,455
 Total Ballots Cast (Accepted, Rejected, and Uncounted) - 21,033

		300 Fracking									
		Reg. Voters	Times Counted	Total Votes	Times Blank Voted	Times Over Voted	Number Of Under Votes	YES		NO	
Jurisdiction Wide											
STYLE 12											
Mail		1818	1138	1131	7	0	0	569	50.31%	562	49.69%
Provisional		1818	0	0	0	0	0	0	-	0	-
Total		1818	1138	1131	7	0	0	569	50.31%	562	49.69%
STYLE 11											
Mail		4	0	0	0	0	0	0	-	0	-
Provisional		4	0	0	0	0	0	0	-	0	-
Total		4	0	0	0	0	0	0	-	0	-
STYLE 10											
Mail		4860	2762	2736	26	0	0	1455	53.18%	1281	46.82%
Provisional		4860	0	0	0	0	0	0	-	0	-
Total		4860	2762	2736	26	0	0	1455	53.18%	1281	46.82%
STYLE 09											
Mail		4539	2336	2299	37	0	0	1220	53.07%	1079	46.93%
Provisional		4539	0	0	0	0	0	0	-	0	-
Total		4539	2336	2299	37	0	0	1220	53.07%	1079	46.93%
STYLE 08											
Mail		1535	658	645	13	0	0	354	54.88%	291	45.12%
Provisional		1535	0	0	0	0	0	0	-	0	-
Total		1535	658	645	13	0	0	354	54.88%	291	45.12%
STYLE 07											
Mail		5207	3457	3424	33	0	0	1562	45.62%	1862	54.38%
Provisional		5207	0	0	0	0	0	0	-	0	-
Total		5207	3457	3424	33	0	0	1562	45.62%	1862	54.38%
STYLE 06											
Mail		2426	1489	1478	10	1	0	770	52.10%	708	47.90%
Provisional		2426	0	0	0	0	0	0	-	0	-
Total		2426	1489	1478	10	1	0	770	52.10%	708	47.90%
STYLE 05											
Mail		3733	2446	2427	18	1	0	1077	44.38%	1350	55.62%
Provisional		3733	0	0	0	0	0	0	-	0	-
Total		3733	2446	2427	18	1	0	1077	44.38%	1350	55.62%
STYLE 04											
Mail		4307	2994	2967	26	1	0	1550	52.24%	1417	47.76%
Provisional		4307	0	0	0	0	0	0	-	0	-
Total		4307	2994	2967	26	1	0	1550	52.24%	1417	47.76%
STYLE 03											
Mail		18	2	2	0	0	0	0	0.00%	2	100.00%
Provisional		18	0	0	0	0	0	0	-	0	-
Total		18	2	2	0	0	0	0	0.00%	2	100.00%
STYLE 02											
Mail		14	6	6	0	0	0	2	33.33%	4	66.67%
Provisional		14	0	0	0	0	0	0	-	0	-
Total		14	6	6	0	0	0	2	33.33%	4	66.67%
STYLE 01											
Mail		6506	3629	3587	39	3	0	1802	50.24%	1785	49.76%
Provisional		6506	0	0	0	0	0	0	-	0	-
Total		6506	3629	3587	39	3	0	1802	50.24%	1785	49.76%
Total											
Mail		34967	20917	20702	209	6	0	10361	50.05%	10341	49.95%
Provisional		34967	0	0	0	0	0	0	-	0	-
Total		34967	20917	20702	209	6	0	10361	50.05%	10341	49.95%