Local Law Filing

(Use this form to file a local law with the Secretary of State.)

(Select one:)	☐City ☑Town	new matter.	
of			
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Local Law	No. #1	of the year 201 4	·
A local law	Local Law In	ntro. No. 1 - 2014	
A Local	•	Local Law 1 - 1984 "Adoption of	Code"
		of Colden on December 29, 1984, T	
		use of land for horizontal drilli	
		n the Town of Colden.	iig alla
	d by the Town B		of the
	(Name of Legislati	ative Body)	
County	□City ☑Town [∐Village	
of	Colden		as follows:
ECTION 1.	LEGISLATIVE IN	TENT	
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(If additional space is needed, attach pages the same size as this sheet, and number each.)

hydraulic fracturing or horizontal gas or oil well drilling in other areas. Permitting the activity of commercial gas or oil exploration utilizing fracturing and/or horizontal gas well drilling may violate the rights of residents and endangers their health, safety and welfare by allowing the

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

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. (Passage by local legislative body with ap	proval, no disapproval o	r repassage	after disa	nnroval hv	the Flect	ive
Chief Executive Officer*.)			, artor aroa	ppiorui by	are Lieu	146
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Name of Legislative Body)	on	20	, and wa	s (approved)(not appr	OV.
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(Elective Chief L	Executive Officer*)					
ch local law was submitted to the people by reas	on of a (mandatory)(permi	issive) refere	endum, and	received th	e affirmat	ive
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DOS-0239-f-I (Rev. 06/12)

^{*} Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision propo	osed by petition.)
I hereby certify that the local law annexed hereto, design	nated as local law No of 20 of
the City of having been subn	nitted to referendum pursuant to the provisions of section (36)(37) of
the Municipal Home Rule Law, and having received the a	affirmative vote of a majority of the qualified electors of such city voting
thereon at the (special)(general) election held on	20, became operative.
6. (County local law concerning adoption of Charter	r.)
I hereby certify that the local law annexed hereto, design:	ated as local law No of 20 of
the County of State of New Yor	rk, having been submitted to the electors at the General Election of
November 20 purposet to sub-division	in, naving been submitted to the electors at the General Election of
received the affirmative vote of a majority of the gualified	ions 5 and 7 of section 33 of the Municipal Home Rule Law, and having
qualified electors of the towns of said sount and it	electors of the cities of said county as a unit and a majority of the
qualified electors of the towns of said county considered	as a unit voting at said general election, became operative.
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(if any other authorized form of final adoption has bee	en followed, please provide an appropriate certification.)
i further certify that I have compared the preceding local l	law with the original on file in this office and that the same is a
correct transcript therefrom and of the whole of such origi	inal local law, and was finally adopted in the manner indicated in
paragraph above.	
	Christina M. Kallin
	Clerk of the county legislative body, City, Town or Village Clerk or
	officer designated by local legislative body
(Seal)	Date: March 19, 2014

TOWN OF COLDEN

LOCAL LAW INTRO. NO. 1-2013

LOCAL LAW -2013

A LOCAL LAW TO AMEND LOCAL LAW 1-1984 "ADOPTION OF CODE",

ADOPTED BY THE TOWN OF COLDEN ON DECEMBER 29, 1984, TO ESTABLISH A

MORATORIUM ON THE USE OF LAND FOR HORIZONTAL DRILLING AND

HYDRAULIC FRACKING IN THE TOWN OF COLDEN.

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF COLDEN AS FOLLOWS:

SECTION 1. LEGISLATIVE INTENT

This Local Law amends Local Law 1-1984, known as "Adoption of Code", adopted by the Town Board of the Town of Colden on December 29, 1984, as amended, relating to the administrative, legislative and general legislation of Codes within the Town of Colden as therein set forth.

SECTION 2. PURPOSE

The Town Board of the Town of Colden has under review a Local Law governing the use of horizontal drilling and hydraulic fracturing for gas exploration. At the present time, there are no Town restrictions or regulations in regard to use of land within the Town for horizontal drilling and hydraulic fracturing. The Town Board finds that the commercial exploration for and

production of native natural gas and oil by hydraulic fracturing or horizontal gas well drilling in the rural environment of the Town of Colden may violate the rights of residents and impose a significant threat to their health, safety and welfare. Moreover, widespread environmental and human health concerns have resulted from commercial gas and oil extractions utilizing either hydraulic fracturing or horizontal gas or oil well drilling in other areas. Permitting the activity of commercial gas or oil exploration utilizing fracturing and/or horizontal gas well drilling may violate the rights of residents and endangers their health, safety and welfare by allowing the intentional deposit of toxins into the air, soil, water, environment, and the bodies of residents within the Town. The activity may pose a threat to some, if not all, of the natural water supply upon which the Town of Colden relies as its sole source of water. The Board finds that it is in the best interest of the Town for a moratorium on the use of horizontal drilling and hydraulic fracturing for gas exploration within the Town.

SECTION 3. AUTHORITY

This Local Law is enacted pursuant to the provisions of Article 16 of the New York

Town Law and Section 10 of the New York Municipal Home Rule Law.

SECTION 4. MORATORIUM AND DURATION

The Town Board of the Town of Colden hereby declares a 1 year moratorium on the use of horizontal drilling and hydraulic fracturing within the Town, except by natural gas companies as authorized under the Federal Natural Gas Act, 15 U.S.C. 717, et seq.

SECTION 5. <u>SEVERABILITY</u>

The invalidity of any word, section, clause, paragraph, sentence, or part or provision of this Local Law shall not affect the validity of any other part of this Local Law which shall be given effect.

SECTION 6. <u>EFFECTIVE DATE</u>

This Local Law shall become effective immediately upon the adoption by the Town of Colden Town Board and filing with the New York Secretary of State.

TOWN OF COLDEN

LOCAL LAW INTRO. NO. 2-2012

LOCAL LAW ____-2012

A LOCAL LAW TO AMEND LOCAL LAW 1-1984 "ADOPTION OF CODE", ADOPTED BY THE TOWN OF COLDEN ON DECEMBER 29, 1984, TO ESTABLISH A MORATORIUM ON THE USE OF LAND FOR HORIZONTAL DRILLING AND HYDRAULIC FRACKING IN THE TOWN OF COLDEN.

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF COLDEN AS FOLLOWS:

SECTION 1. LEGISLATIVE INTENT

This Local Law amends Local Law 1-1984, known as "Adoption of Code", adopted by the Town Board of the Town of Colden on December 29, 1984, as amended, relating to the administrative, legislative and general legislation of Codes within the Town of Colden as therein set forth.

SECTION 2. PURPOSE

The Town Board of the Town of Colden has under review a Local Law governing the use of horizontal drilling and hydraulic fracturing for gas exploration. At the present time, there are no Town restrictions or regulations in regard to use of land within the Town for horizontal drilling and hydraulic fracturing. The Town Board finds that the commercial exploration for and production of

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native natural gas and oil by hydraulic fracturing or horizontal gas well drilling in the rural environment of the Town of Colden may violate the rights of residents and impose a significant threat to their health, safety and welfare. Moreover, widespread environmental and human health concerns have resulted from commercial gas and oil extractions utilizing either hydraulic fracturing or horizontal gas or oil well drilling in other areas. Permitting the activity of commercial gas or oil exploration utilizing fracturing and/or horizontal gas well drilling may violate the rights of residents and endanger their health, safety and welfare by allowing the intentional deposit of toxins into the air, soil, water, environment, and the bodies of residents within the Town. The activity may pose a threat to some, if not all, of the natural water supply upon which the Town of Colden relies as its sole source of water. The Board finds that it is in the best interest of the Town for a moratorium on the use of horizontal drilling and hydraulic fracturing for gas exploration within the Town.

SECTION 3. AUTHORITY

This Local Law is enacted pursuant to the provisions of Article 16 of the New York Town

Law and Section 10 of the New York Municipal Home Rule Law.

SECTION 4. MORATORIUM AND DURATION

The Town Board of the Town of Colden hereby declares a six (6) month moratorium on the use of horizontal drilling and hydraulic fracturing within the Town, except by natural gas companies as authorized under the Federal Natural Gas Act, 15 U.S.C. 717, et seq.

SECTION 5. <u>SEVERABILITY</u>

The invalidity of any word, section, clause, paragraph, sentence, or part or provision of this Local Law shall not affect the validity of any other part of this Local Law which shall be given effect.

SECTION 6. <u>EFFECTIVE DATE</u>

This Local Law shall become effective immediately upon the adoption by the Town of Colden Town Board and filing with the New York Secretary of State.

TOWN OF COLDEN

LOCAL LAW INTRO NO. 1-2012

LOCAL LAW -2012

A LOCAL LAW TO AMEND LOCAL LAW 1-1984 KNOWN AS "ADOPTION OF CODE", ADOPTED BY THE TOWN OF COLDEN ON DECEMBER 29,1984, TO ESTABLISH A MORATORIUM ON THE USE OF LAND FOR HORIZONTAL DRILLING AND HYDRAULIC FRACKING IN THE TOWN OF COLDEN.

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF COLDEN AS FOLLOW:

SECTION 1. LEGISLATIVE INTENT

This Local Law amends a prior Local Law known as "Adoption of Code" adopted by the Town of Colden on December 29, 1984, as amended, relating to the administrative, legislative and general legislation of Codes within the Town of Colden as therein set forth.

SECTION 2. PURPOSE

The Town of Board of the Town of Colden has under review a Local Law governing the use of horizontal drilling and hydraulic fracturing. At the present time, there are no Town restrictions or regulations in regard to use of land within the Town for horizontal drilling and hydraulic fracturing. The Town Board finds that the commercial extraction of natural gas and oil by hydraulic fracturing or horizontal gas well drilling in the rural environment of the Town of Colden violates the rights of residents and imposes a significant threat to their health, safety and welfare. Moreover, widespread environmental and human health impacts have resulted from commercial gas and oil extractions utilized either hydraulic fracturing or horizontal gas or oil well drilling in other area. Permitting the activity of commercial gas or oil extraction utilizing hydraulic fracturing and/or horizontal gas well drilling violates the rights of residents and endangers their health, safety and welfare by allowing the intentional deposit of toxins into the air,

soil, water, environment, and the bodies of residents within the Town. The activity poses a threat to some, if not all, of the natural water supply upon which the Town of Colden relies as its sole source of water. The Board finds that it is in the best interest of the Town for a moratorium on the use of horizontal drilling and hydraulic fracturing within the Town.

SECTION 3. AUTHORITY

This Local Law is enacted pursuant to the provisions of Article 16 of the New York Town Law and section 10 of the New York Municipal Home Rule Law.

SECTION 4. MORATORIUM AND DURATION

The Town Board of the Town of Colden hereby declares a six (6) month moratorium on the use of horizontal drilling and hydraulic fracturing within the Town.

SECTION 5. SEVERABILITY

The invalidity of any word, section, clause, paragraph, sentence, or part or provision of this Local Law shall not affect the validity of any other part of this Local Law which shall be given effect.

SECTION 6. EFFECTIVE DATE

This Local Law shall become effective immediately upon the adoption by the Town of Colden Town Board and filing with the New York Secretary of State.