



Town of Lancaster

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JOHANNA M. COLEMAN
Town Clerk

March 22, 2012

Governor Andrew M. Cuomo
New York State Capitol Building
Albany NY 12224

Erie County Legislature
92 Franklin Street
Buffalo, NY 14202

NYS DEC
270 Michigan Street
Buffalo, NY 14203

NYS DOT
100 Seneca Street
Buffalo, NY 14203

NYS DOH
Empire State Plaza
Albany, NY 12237

Erie County Town Clerks
Via E-Mail

Re: Resolution adopted by Lancaster Town Board

Dear Ladies & Gentlemen:

Enclosed is a copy of a resolution adopted by the Town Board of the Town of Lancaster on March 19, 2012.

This resolution states that the Town Board of the Town of Lancaster rejects and refuses the importation and use of hazardous contaminated byproducts of hydrofracturing.

Sincerely yours,

OFFICE OF THE TOWN CLERK

Johanna M. Coleman, Town Clerk

JMC/dt
Encl.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER AQUINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the activity known as Hydrofracturing for natural gas is known to utilize millions of gallons of fresh, potable water laden with hazardous chemicals injected under great pressure into strata deep into the earth, and

WHEREAS, a partial listing of those materials includes Benzene, Chloromethane, Toluene, 2,4-Dimethylphenol, Naphthalene, Oranochlorin, Arsenic, Beryllium, Cadmium, Calcium, Copper, Magnesium, Sodium, Zinc, Oil, Grease, Chloride, phenolics, Carbon, halides, and

WHEREAS, when all those materials are brought back to the surface they are newly laden with radon and vast quantities of salt, and

WHEREAS, the retrieved liquid bearing these dangerous ingredients is a real and present danger to the Earth, Air, Water, Humans and other species and

WHEREAS, there is no way for these materials to be detoxified, and

WHEREAS, the enormous problem for the Corporations involved in this dangerous activity is to get rid of these waste products, similar to the issue of how to deal with nuclear waste, and

WHEREAS, these contaminants, now innocuously referred to as Brine, are already being used in parts of western New York State for deicing roadways, dust control and other purposes, and

WHEREAS, these materials will be washed into adjacent waterways and properties,

WHEREAS, the Town Board of the Town of Lancaster abhors and rejects this activity which will endanger the health and welfare of its citizens and its flora and fauna.

THEREFORE, BE IT

RESOLVED, that the Town of Lancaster will not allow the use of any materials resulting from the process of Hydrofracturing to be used for any purpose within the precincts of Lancaster, whether provided free to the Town or imported in any way from any Public or private source, and this will require that the County of Erie and the State of New York are asked to notify the Town of Lancaster specifically and completely as to the ingredients and the source of these products used on State or County roads within the bounds of Lancaster, and

BE IT FURTHER

RESOLVED, that the Town of Lancaster requests the State of New York and the County of Erie to notify the Town of Lancaster whenever any other use of these contaminants is contemplated or is in actual use, and

BE IT FURTHER

RESOLVED, that the Town of Lancaster requests that all Municipalities in Erie County, and the County Government reject and refuse the importation and use of these hazardous contaminants for any purpose whatsoever, and that the Town of Lancaster will copy this Resolution to all Municipalities in Erie County, to the Erie County Legislature, the New York State Department of Environmental Conservation, the New York State Department of Transportation, the New York State Department of Health and to the Governor of the State of New York.

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPNIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

March 19, 2012

State of New York
County of Erie } ss:
Town of Lancaster

This is to certify that I, Johanna M. Coleman, Town Clerk and Registrar of Vital Statistics of the Town of Lancaster in the said County of Erie, have compared the foregoing copy of a resolution with the original thereof filed in my office at Lancaster, New York, on the 19th day of March 2012 and that the same is a true and correct copy of said original, and of the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 22nd day of March 2012.

Seal


Town Clerk and Registrar of Vital Statistics