

CITY CLERK
CITY OF SUNRISE

SUNRISE, FLORIDA

15 AUG -6 PM 1:31

RESOLUTION NO. 15-120

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA, SUPPORTING LEGISLATION PROVIDING FOR A STATEWIDE BAN ON HYDRAULIC FRACTURING, ACID FRACTURING, OR ANY WELL STIMULATION PERFORMED FOR THE PURPOSES OF EXPLORATION OR PRODUCTION OF OIL OR NATURAL GAS IN THE STATE OF FLORIDA, INCLUDING THE PROHIBITION OF DISPOSAL OF RELATED MATERIALS AND BYPRODUCTS, ANYWHERE WITHIN THE STATE OF FLORIDA OR IN THE WATERS ADJACENT TO THE STATE; OPPOSING ANY LEGISLATION THAT WOULD KEEP SECRET CHEMICALS OR ANY OTHER SUBSTANCE USED IN FRACKING, OR OTHER METHODS OF OIL OR GAS DRILLING OR RECOVERY AND/OR PERMIT FRACKING TO EXPAND INTO FLORIDA; PROVIDING FOR DISTRIBUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, overwhelmingly, emerging scientific data shows harm and inherent problems with drilling and fracking. The City Commission of the City of Sunrise, Florida strongly urge the Florida Legislature and Governor to re-evaluate their positions on the state of the science. The science is not divided. Research, clearly and with strong documentation, shows that drilling and fracking are inherently dangerous to the public health, safety and welfare and to the environment; and

WHEREAS, well stimulation treatments will involve the use of hundreds of chemicals, some of which are known to be carcinogenic or could otherwise be harmful to human health; and

WHEREAS, exposure to the chemicals used in well stimulation treatments will pose a widespread and significant risk to public health, safety and welfare and to the environment; and

WHEREAS, well stimulation treatments may involve the use of substantial amounts of freshwater at a time when many municipalities are already struggling with the impacts of pollution and water scarcity as it relates to their Florida lakes, rivers and springs; and

WHEREAS, after being injected into the ground, the chemicals used in the fracking process have leached into groundwater supplies, contaminating drinking water for local residents. There have been numerous documented cases of water contamination next to fracking sites, as well as persons reporting sensory, respiratory, and neurological damage; and

WHEREAS, in parts of the United States where hydraulic fracturing has occurred, including California, Texas, Colorado, Pennsylvania and Wyoming, there have been numerous complaints and legal actions because of contamination of drinking water with arsenic, methane, neurotoxins, and other proven and suspected carcinogens; and

WHEREAS, as with oil and gas wells, the material used for the pipelines will age and degrade over time, increasing the likelihood of leaks. Pipeline accidents are a regular occurrence

nationwide. Legislation or regulations will not stop these leaks and spills as history has clearly shown; and

WHEREAS, after decades of work on an Everglades restoration plan with billions of dollars invested, it would be unacceptable and hazardous to allow drilling and fracking for oil in the Everglades, Big Cypress, and other nearby ecosystem areas. Accidents, spills, and releases of air and water pollutants, such as benzene, metals and hydrogen sulfide, will likely occur; and

WHEREAS, a spill, leak or other accident in Big Cypress or the Everglades would create a nightmare scenario for water supplies, wildlife and drinking water, including the ecosystem, which feeds the spawning grounds of Ten Thousand Islands, affecting much of the state's fishing industry. Regulation and minimal penalties will have no effect; and

WHEREAS, the wise stewardship of our natural resources involves protection of Florida's water supplies, wildlife and water resources for generations to come; and

WHEREAS, as a result of Amendment One, the Florida Constitution now requires that the legislature take immediate and certain steps to protect, restore and preserve Florida's lands and water resources by preventing contamination and environmental degradation, rather than attempting to clean up

contamination and restore degraded environments, which may not be possible after the fact.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1. The foregoing Whereas clauses are hereby ratified and incorporated as the legislative intent of this Resolution.

Section 2. The City of Sunrise supports a statewide ban on the use of hydraulic fracturing, acid fracturing and well stimulation treatments performed for the purposes of exploration or production of oil or natural gas in the State of Florida including prohibiting the disposal of related materials and byproducts, anywhere within the State of Florida or in the waters adjacent to the State, opposing any legislation that would allow or authorize more permits to allow fracking to expand in Florida and/or keeping secret from the public (in effect a public record "gag order,") health authorities, physicians or governmental entities, the use, type and amount of any hazardous chemicals, or substances used in fracking or other oil or gas extraction methods.

Section 3. The City Clerk is hereby directed to send a copy of this Resolution to the Speaker of the House, the Senate President, the Broward Legislative Delegation, the Governor of

the State of Florida, the Florida Department of Environmental Protection, and all cities within Broward County.

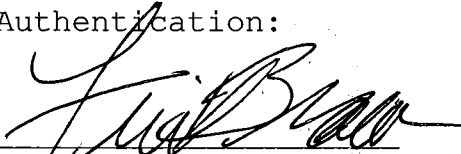
Section 4. The City Manager is directed to have the City's lobbyist support or oppose legislation consistent with Section 2 above.

Section 5. Effective Date. This Resolution shall be effective immediately upon its passage.

PASSED AND ADOPTED THIS 31ST DAY OF JULY, 2015.



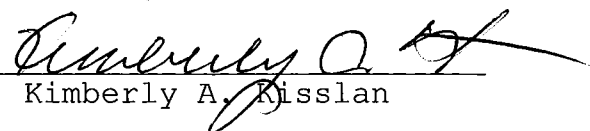
Mayor Michael J. Ryan

Authentication:


Felicia M. Bravo
City Clerk

MOTION: SCUOTTO
SECOND: SOFIELD

KERCH: YEA
ROSEN: YEA
SCUOTTO: YEA
SOFIELD: YEA
RYAN: ABSENT

Approved by the City Attorney
as to Form and Legal Sufficiency. 

Kimberly A. Kisslan

15 AUG -6 PM 1:30

RESOLUTION NO. 15-119

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA, OPPOSING THE OIL DRILLING PERMIT APPLICATION SUBMITTED BY KANTER REAL ESTATE LLC, A FLORIDA FOR PROFIT LIMITED LIABILITY CORPORATION, TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION SEEKING OIL DRILLING RIGHTS ON PROPERTY LOCATED IN THE FLORIDA EVERGLADES, LOCATED APPROXIMATELY 12 MILES FROM SUNRISE'S CITY LIMITS AND LOCATED LESS THAN 8 MILES FROM SUNRISE'S NEAREST WATER CUSTOMER, AND SUPPORTING EFFORTS OPPOSING EXTREME WELL STIMULATION, HYDRAULIC FRACTURING, ACID FRACTURING, AND ANY FORM OF EXTREME WELL STIMULATION FOR PURPOSES OF RESOURCE EXTRACTION; PROVIDING FOR DISTRIBUTION OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City recently learned that Kanter Real Estate LLC, a Florida for profit limited liability corporation ("Kanter"), has submitted an application for an oil drilling permit to the Florida Department of Environmental Protection seeking authorization to conduct exploratory oil well drilling operations on property in the Florida Everglades owned by Kanter and located approximately 12 miles southwest from Sunrise's city limits and located less than 8 miles southwest from Sunrise's nearest water customer; and

WHEREAS, if granted, the oil drilling is anticipated to exceed 11,000 feet in depth, well below the area known as the Biscayne Aquifer, which provides the water supply for Sunrise residents and many residents of Broward County; and

WHEREAS, the City, along with many local agencies, have expressed substantial concerns about the potential harmful effects of the proposed drilling, including potential adverse environmental impacts such as the degradation and possible contamination of the Biscayne Aquifer, the substantial impact that such drilling operations will have on the Florida Everglades fragile ecosystem comprised of water supplies, plant and vegetation, as well as the possible harm and injury to wildlife; and

WHEREAS, extreme well stimulation such as hydraulic and acid fracturing (also known as "fracking") is the process of pumping a complex mix of fluids and chemicals, including large volumes of water, under very high pressure into or below the surface of the ground to create fractures in oil - or gas-bearing geologic formations for the purpose of producing or recovering oil or gas; and

WHEREAS, many of the chemical constituents injected during fracturing have documented adverse effects on human health and the environment; and

WHEREAS, after being injected into the ground, the chemicals used in the fracking process can leach into groundwater supplies, contaminating drinking water for local residents; and

WHEREAS, there have been more than 1,000 documented cases of water contamination near fracking sites; and

WHEREAS, use of these well stimulation fracturing mixes exposes adjacent land and surface waters to the risk of contamination through open pit storage, truck transport on roadways, and activities during well development such as the exploratory well sought by Kanter; and

WHEREAS, in parts of the United States where hydraulic fracturing has occurred, including California, Texas, Colorado, Pennsylvania and Wyoming, there have been numerous complaints and legal actions because of contamination of drinking water with arsenic, methane, neurotoxins, and other proven and suspected carcinogens; and

WHEREAS, as with oil and gas wells, the material used for the pipelines will age and degrade over time, increasing the likelihood of leaks. Pipeline accidents are a regular occurrence nationwide. Legislation or regulations will not stop these leaks and spills as history has clearly shown; and

WHEREAS, after decades of work on an Everglades restoration plan with billions of dollars invested, it would be unacceptable and hazardous to allow drilling and fracking for oil in the Everglades, Big Cypress, and other nearby ecosystem areas. Accidents, spills, and releases of air and water pollutants,

such as benzene, metals and hydrogen sulfide, will likely occur;
and

WHEREAS, a spill, leak or other accident in Big Cypress or the Everglades would create a nightmare scenario for water supplies, wildlife and drinking water, including the ecosystem, which feeds the spawning grounds of Ten Thousand Islands, affecting much of the state's fishing industry; and

WHEREAS, as we have seen in the Deepwater Horizon disaster, regulation and potential penalties will have not meaningfully prevent catastrophic accidents involving drilling; and

WHEREAS, the wise stewardship of our natural resources involves protection of Florida's water supplies, wildlife and water resources for generations to come; and

WHEREAS, as a result of Amendment One, the Florida Constitution now requires that the legislature take immediate and certain steps to protect, restore and preserve Florida's lands and water resources by preventing contamination and environmental degradation, rather than attempting to clean up contamination and restore degraded environments, which may not be possible, after the fact; and

WHEREAS, Florida's water supplies and resources are better protected through the prevention of contamination and environmental degradation from the outset, rather than the

cleanup of contamination and restoration of degraded environments after the fact; and

WHEREAS, the City Commission deems it to be in the best interest of the residents of the City of Sunrise, as well as the over 200,000 customers to whom the City of Sunrise provides potable water, to present its vehement opposition to the Kanter oil drilling permit application and resultant operations, since the City of Sunrise is located in the western corridor of Broward County and may suffer substantial adverse impacts associated with the exploratory oil drilling sought by Kanter.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1. The foregoing Whereas clauses are hereby ratified and incorporated as the legislative intent of this Resolution.

Section 2. That the City of Sunrise hereby publicly expresses its vehement opposition to the exploratory oil drilling operations sought by Kanter Real Estate LLC in the area located approximately 12 miles southwest from Sunrise's city limits and located less than 8 miles southwest from Sunrise's nearest water customer, and urges Broward County and all municipalities in Broward County to consider similar legislation opposing the efforts of Kanter.

Section 3. The City hereby supports a statewide ban on the use of extreme well stimulation, hydraulic fracturing, acid fracturing, and any form of extreme well stimulation for purposes of resource extraction as well as a prohibition on the disposal or related materials and byproducts anywhere within the State of Florida or in the waters adjacent to the State.

Section 4. The City hereby opposes any legislation that would allow or authorize more permits to allow fracking to expand in Florida and/or keeping secret from the public (in effect a public record "gag order,") health authorities, physicians or governmental entities, the use, type and amount of any hazardous chemicals, or substances used in fracking or other oil or gas extraction methods

Section 5. The City Attorney is hereby authorized to consult with other City Attorneys on strategies and/or options available to the City with regard to the opposition to the Kanter application as well as the expansion of drilling activities in the Everglades.

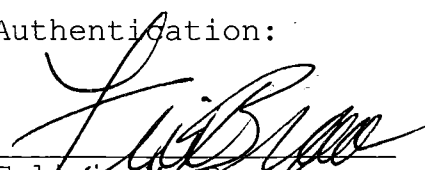
Section 6. The City Clerk is directed to send a copy of this Resolution to Broward County and all cities within Broward County.

Section 7. This Resolution shall effective immediately upon its passage.

PASSED AND ADOPTED THIS 31ST DAY OF JULY, 2015.



Mayor Michael J. Ryan

Authentication:


Felicia M. Bravo
City Clerk

MOTION: SCUOTTO
SECOND: SOFIELD

KERCH: YEA
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Kimberly A. Kisslan