

**PROPOSED RESOLUTION NO. 2015-R-28**

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, 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, APPROXIMATELY SIX MILES WEST OF MIRAMAR'S CITY LIMITS, AND SUPPORTING EFFORTS OPPOSING EXTREME WELL STIMULATION, HYDRAULIC FRACTURING, ACID FRACTURING, AND ANY FORM OF EXTREME WELL STIMULATION FOR PURPOSES OF RESOURCE EXTRACTION; DIRECTING THE CITY CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE CITY OF MIRAMAR, THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS, AND THE BROWARD LEAGUE OF CITIES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; 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 owned by Kanter located approximately six miles west of the City of Miramar's city limits in the Florida Everglades; 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 many residents of Broward County, Florida; and

**WHEREAS**, the City, along with many local agencies, have expressed substantial concerns about the potential harmful effects of the proposed drilling,

**PROPOSED RESOLUTION NO. 2015-R-28**

**RESOLUTION NO. \_\_\_\_\_**

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 "tracking") 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**, there have been more than 1,000 documented cases of water contamination near tracking 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**, 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

**PROPOSED RESOLUTION NO. 2015-R-28**

**RESOLUTION NO. \_\_\_\_\_**

environments after the fact; and

**WHEREAS**, The proposed well is within Water Conservation Area 3A and pursuant to its Broward County Land Use Designation, this land may only used for conservation and water reserve purposes, and its permissible uses and applicable exceptions do not include exploratory oil well drilling; and

**WHEREAS**, Authorization by the South Florida Water Management District, which passed a resolution opposing exploratory oil wells in the Water Conservation Areas on or about May 13, 1993, may be required; and

**WHEREAS**, the City Commission deems it to be in the best interest of the residents of the City of Pembroke Pines to present its vehement opposition to the Kanter oil drilling permit application and resultant operations, and seeks to support the efforts made by the City of Miramar in opposition to Kanter's application as the municipality closest to the location of the proposed drilling and the area most likely to 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 PEMBROKE PINES, FLORIDA THAT:**

**SECTION 1.** The foregoing "WHEREAS" clauses are hereby ratified and confirmed as true and correct and by this reference incorporated herein.

**SECTION 2.** The City Commission of the City of Pembroke Pines hereby publicly expresses its vehement opposition to the exploratory oil drilling operations

**PROPOSED RESOLUTION NO. 2015-R-28**

**RESOLUTION NO. \_\_\_\_\_**

sought by Kanter Real Estate LLC in the area approximately six miles west of the City of Miramar city limits, and urges Broward County and all municipalities in Broward County to consider similar legislation opposing the efforts of Kanter.

**SECTION 3.** The City hereby opposes extreme well stimulation, hydraulic fracturing, acid fracturing, and any form of extreme well stimulation for purposes of resource extraction.

**SECTION 4.** The City Clerk is hereby directed to transmit a copy of this resolution to the City of Miramar, the Florida Department of Environmental Protection, the Broward County Board of County Commissioners, and the Broward League of Cities.

**SECTION 5.** All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

**SECTION 6.** If any clause, section, other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall not affect the validity of the remaining portions or applications of this Resolution.

**SECTION 7.** This Resolution shall become effective immediately

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2015.**

CITY OF PEMBROKE PINES, FLORIDA

ATTEST:

BY:

\_\_\_\_\_

**PROPOSED RESOLUTION NO. 2015-R-28**

**RESOLUTION NO. \_\_\_\_\_**

MAYOR FRANK C. ORTIS

\_\_\_\_\_  
MARLENE GRAHAM, CITY CLERK

ORTIS \_\_\_\_\_

CASTILLO \_\_\_\_\_

APPROVED AS TO FORM:

SCHWARTZ \_\_\_\_\_

SHECHTER \_\_\_\_\_

\_\_\_\_\_  
OFFICE OF THE CITY ATTORNEY

SIPLE \_\_\_\_\_