

County of Butler Board of Commissioners

124 W. Diamond Street, PO Box 1208, Butler, PA 16003-1208
Phone 724.284.5100 Fax 724.284.5400 TDD 724.284.5473

Commissioners

William L. McCarrier, **Chairman**
A. Dale Pinkerton, **Vice Chairman**
James Eckstein, **Secretary**



Dir. of Adm./Chief Clerk
William S. O'Donnell

Solicitor
Julie M. Graham

March 1, 2012

Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105

SUBJECT: County of Butler - Notice of Election to Implement an Impact Fee
Docket No. M-2012-2288561

Dear Sirs:

Please be advised that the County of Butler, Pennsylvania has, by public action, authorized the preparation and advertisement of a proposed Ordinance which, if enacted, would impose an unconventional gas well fee on each unconventional gas well spud in Butler County, as authorized in Title 58 of the Pennsylvania Consolidated Statutes, as amended by Act of February 14, 2012.

A copy of the proposed Ordinance, as well as the legal notice advertising the County's notice of intention to implement is enclosed for your review.

The name and mailing address for the Commission to include on the official service list for Docket Number M-2012-2288561 is William S. O'Donnell, Chief Clerk/Director of Administration, County of Butler, P.O. Box 1208, 124 West Diamond Street, Butler, PA 16003-1208, (724) 284-5100, wodonnel@co.butler.pa.us.

Should you require anything further, please do not hesitate to contact me.

Very truly yours,

Julie M. Graham
Butler County Solicitor

Enclosures

cc: Board of Commissioners
William S. O'Donnell

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2012 MAR -5 AM 10:46
PA P.U.C.
SECRETARY'S BUREAU

**COUNTY OF BUTLER, PENNSYLVANIA
ORDINANCE 2012-01**

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF BUTLER, PENNSYLVANIA AUTHORIZING AN UNCONVENTIONAL GAS WELL FEE ON EACH UNCONVENTIONAL GAS WELL SPUD IN BUTLER COUNTY, PURSUANT TO THE ACT OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, KNOWN AS THE UNCONVENTIONAL GAS WELL IMPACT FEE ACT; PROVIDING FOR THE ADMINISTRATION OF THE FEES; PROVIDING FOR THE EFFECTIVE DATE OF THE ORDINANCE AND PROVIDING FOR THE ORDINANCE TO BE TRANSMITTED TO THE PUBLIC UTILITY COMMISSION.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of Butler County in lawful session assembled that:

Section 1. The County of Butler hereby imposes an unconventional gas well fee on each unconventional gas well spud in this County as authorized in Title 58.

Section 2. Definitions. The following words and phrases when used in this Ordinance shall have the meanings given to them in this section unless the context clearly indicates otherwise:

"Fee" - The unconventional gas well fee imposed under Section 2302 of Title 58.

"Spud" - The actual start of drilling of an unconventional gas well.

"Title 58" - Title 58 (Oil and Gas) of the Pennsylvania Consolidated Statutes as amended by Act of February 14, 2012 (P.L., No. 13).

"Unconventional Gas Well" - A bore hole drilled or being drilled for the purpose of or to be used for the production of natural gas from an unconventional formation.

Section 3. The unconventional gas well fee shall be applicable, and shall be administered, as provided for in Title 58.

Section 4. This Ordinance shall take effect immediately and shall remain in effect until repealed or amended.

Section 5. A copy of this Ordinance shall be transmitted to the Public Utility Commission as required by Title 58.

Section 6. All Ordinances and Resolutions or parts thereof which are inconsistent herewith and hereby repealed insofar as they are inconsistent.

Section 7. The provisions of this Ordinance are severable. If any sentence, clause or section of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not invalidate the remainder of this Ordinance, and it is hereby declared to be the intention of the Board of Commissioners of the County of Butler that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause or section not have been included herein.

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MAR 5 2012

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

DULY ENACTED AND ORDAINED at Public Meeting of the Board of Commissioners of the County of Butler, Pennsylvania, held this 14th day of March 2012.

ATTEST:

BOARD OF COMMISSIONERS

William S. O'Donnell
Director of Admin./Chief Clerk

William L. McCarrier, Chairman

A. Dale Pinkerton

James Eckstein

COUNTY OF BUTLER

NOTICE

THE BOARD OF COUNTY COMMISSIONERS WILL CONSIDER ADOPTION OF COUNTY ORDINANCE NO. 2012-01 AT A MEETING ON MARCH 14, 2012, 10:00 A.M., IN THE PUBLIC MEETING ROOM, FIRST FLOOR, COUNTY GOVERNMENT CENTER, 124 WEST DIAMOND STREET, BUTLER, PA 16003.

SUMMARY OF PROPOSED ORDINANCE 2012-01

This proposed Ordinance imposes an unconventional gas well fee on each unconventional gas well spud in Butler County; provides for the administration of the fees; provides for definitions of words and phrases used; provides the effective date. This Ordinance shall be transmitted to the Public Utility Commission.

A full and complete text of the proposed Ordinance is available for public view in the Butler County Commissioners Office and Butler County Law Library in the Butler County Government Center at the address above, until March 14, 2012, during normal business hours from 8:30 a.m. to 4:30 p.m., Monday through Friday.

ATTEST:

BOARD OF COMMISSIONERS

William S. O'Donnell
Chief Clerk

William L. McCarrier, Chairman
A. Dale Pinkerton
James Eckstein

BUTLER EAGLE: Please send bill and proof of publication to:

William S. O'Donnell
Butler County Commissioners Office
County Government Center
124 West Diamond Street
Butler, PA 16003-1208



OFFICE OF THE
BUTLER COUNTY COMMISSIONERS
P.O. BOX 1208
BUTLER, PA 16003-1208



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MAILED FROM ZIP CODE 16001

Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105

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