

Commissioners:

JEFF C. WHEELAND
Chairman

ERNEST P. LARSON
Vice Chairman

TONY R. MUSSARE
Secretary



ANN M. GEHRET
*Director of Administration
and Chief Clerk*

N. RANDALL SEES
Solicitor

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COUNTY of LYCOMING
48 WEST THIRD STREET
WILLIAMSPORT, PA 17701

www.lyco.org
county.commissioners@lyco.org

March 2, 2012

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

SUBJECT: Docket Number M 2012-2288561

To Whom It May Concern:

By this letter, please be advised it is the intent of the County of Lycoming to consider enactment of an ordinance that imposes an impact fee on unconventional gas wells spud in Lycoming County, as authorized by title 58 of the Pennsylvania consolidated statutes as amended.

A copy of that proposed ordinance is attached. Please contact me should you require any further information regarding this.

Respectfully,

Ann M. Gehret
Director of Administration and
Chief Clerk

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Enclosure

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LYCOMING COUNTY, PENNSYLVANIA

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

ORDINANCE NO. 2012-01

AN ORDINANCE IMPOSING AN IMPACT FEE ON UNCONVENTIONAL GAS WELLS SPUD IN THIS COUNTY, AS AUTHORIZED BY TITLE 58 OF THE PENNSYLVANIA CONSOLIDATED STATUTES

WHEREAS, Title 58 of the Pennsylvania Consolidated Statutes has been amended to allow a Pennsylvania county to impose an impact fee, by ordinance, on each unconventional gas well located within that county; and

WHEREAS, the County of Lycoming has determined that it is appropriate to impose an impact fee on each unconventional gas well located in the County.

NOW THEREFORE, BE IT ORDAINED AND ENACTED by the County's Commissioners, and it is hereby ordained and enacted by the authority of the same as follows:

SECTION 1

As used in this Ordinance, the following words and phrases shall have the meanings given to them in this section unless the context clearly indicates otherwise:

- a. "Impact Fee." The unconventional gas well fee imposed under Section 2302 of Title 58.
- b. "Spud." The actual start of drilling of an unconventional gas well.
- c. "Unconventional formation." A geological shale formation existing below the base of the Elk Sandstone or its geologic equivalent stratigraphic interval where natural gas generally cannot be produced at economic flow rates or in economic volumes except by vertical or horizontal well bores stimulated by hydraulic fracture treatments or by using multilateral well bores or other techniques to expose more of the formation to the well bore.
- d. "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 2

The County of Lycoming hereby imposes an impact fee on each unconventional gas well spud in this County, as authorized by Title 58.

SECTION 3

The impact fee shall be applicable, and shall be administered, as provided 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.

ORDAINED AND ENACTED THIS _____ day of _____, 2012.

COUNTY OF LYCOMING

ATTEST:

By: _____
Jeff C. Wheeland, Chairperson

Ann M. Gehret, Chief Clerk

By: _____
Ernest P. Larson, Vice Chairman

By: _____
Tony R. Mussare, Secretary

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LYCOMING COUNTY BOARD OF COMMISSIONERS
 48 WEST THIRD STREET
 WILLIAMSPORT, PA 17701

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Secretary
 PA Public Utility Commission
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