

CITY OF HUBBARD, OHIO
RECORD OF ORDINANCES AND RESOLUTIONS

THE FRED PROCTER CO., CINTI, O.

RESOLUTION NO.15-18.....

ORDINANCE NO.

PASSED ...~~SEPTEMBER~~ 17..... 20 ..18...

A RESOLUTION

A RESOLUTION EXPRESSING COUNCIL'S CONCERNS AND OBJECTIONS TO THE DISPOSAL OF THE LIQUID WASTE RESULTING FROM HYDRAULIC FRACTURING, INCLUDING DISPOSAL IN BRINE INJECTION WELLS, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Hubbard, Ohio is concerned about the potential for waste being injected into the ground and being harmful to its citizens and the environment; and

WHEREAS, State and City officials are unable to assess the risks to the public health, safety and welfare of injected waste; and

WHEREAS, according to government and peer-reviewed scientific studies, professional risk assessments, reports from first-hand observations and experiences, as well as credible news sources, environmental and human health impacts have resulted from documented spills, blowouts, leaking wells, and other environmental accidents resulting from the extraction of oil and natural gas; and

WHEREAS, the process of hydraulic fracturing requires, among other things, the use of thousands of gallons of toxic chemicals, threatening human health and the environment; the permanent removal of large quantities of water from the natural water cycle, threatening the health of streams and lakes; and increased heavy tanker traffic on roadways, threatening toxic spills and infrastructure damage; and

WHEREAS, the process known as "deep injection" used to deposit brine/toxic fracking waste under extreme pressure in wells several thousands of feet in the earth is considered the safest disposal method, yet has been shown by research to pollute water aquifers and trigger earthquake activity; and

WHEREAS, the City of Hubbard wholly recognizes that water is critical for life, remains dedicated to protecting the health of its citizens, and recognizes its location to a vast portion of Ohio's water systems, including Little Yankee Run Creek, Shenango River; and

WHEREAS, in addition to the chemicals and solids used in the well drilling process, the United States Environmental Protection Agency has noted that radioactive materials have been found in "fairly high concentrations" in wastewater associated with the oil/gas operations; and

WHEREAS, wastewater from the extraction process is known to contain toxic levels of contaminants, including unknown quantities of undisclosed chemical additives used in hydraulic fracturing fluid, as well as contaminants from sources underground; benzene, naphthalene, formaldehyde, cadmium, mercury, arsenic, total dissolved solids, and radioactive material, such as radium, are among the known contaminants; and companies engaging in the use of this drilling technique have been less than forthcoming in revealing the "cocktail" of chemicals and their concentrations and volume; and

WHEREAS, methods of treatment and disposal for oil/gas wastewater do not eliminate the risks that wastewater poses to human health and the environment; and

WHEREAS, Ohio has experienced a dozen unusual earthquakes, the most severe occurring on December 31, 2011, caused by a class II injection well disposing of fracking wastewater, which resulted in a moratorium on injection wells in the Youngstown area and Weathersfield area; and

WHEREAS, the City of Hubbard, Ohio recognizes that the disposal of fracking wastewater is a significant challenge due to the volume and chemical complexity of the waste, that treating unknown waste is not possible, and that the two current disposal methods in

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Ohio have an imminent probability of reaching local streams and rivers, which supply our drinking water; and

WHEREAS, currently there are seventeen (17) injection wells operating in Trumbull County.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Hubbard, Trumbull County, Ohio:

SECTION 1: That the Council of the City of Hubbard, Ohio, respectfully requests that the Ohio Department of Natural Resources deny the application for a Class II injection well submitted by Bobcat Hubbard LLC for 6958 Hubbard Masury Road, Trumbull County, Hubbard Township, State of Ohio.

SECTION 2: That the Clerk of this Council is hereby authorized and directed to forward a certified copy of this Resolution to the Ohio Department of Natural Resources and the Ohio Environmental Protection Agency.

SECTION 3: All prior Resolutions or Ordinances or parts thereof in conflict with this Resolution are hereby repealed.

SECTION 4: That for the reasons stated in the preamble, this Resolution is declared to be an emergency measure in the interests of public peace, health, and safety and to express Council's objections and concerns to the application, if approved by votes of two-thirds or more members of Council eligible to vote, shall take effect immediately upon passage and signing by the President of Council, otherwise this Resolution shall take effect thirty (30) days after passage.

SECTION 5: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council or any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

PASSED IN COUNCIL THIS 17TH DAY OF SEPTEMBER 2018.

ATTEST:

Larrie Brown
CLERK OF COUNCIL

Timothy E. O'Neal
PRESIDENT OF COUNCIL PRO TEM

APPROVED:

John D. Decker
MAYOR

APPROVAL DATE: 9-17-18

FIRST READING: Sept 17, 2018

SECOND READING: _____

THIRD READING: _____



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I hereby certify that the foregoing Resolution was published in The News of Hubbard on the dates hereinbelow set forth and was posted at the Hubbard City Municipal Building and the Hubbard Police Department on the day hereinbelow set forth.

DATES OF PUBLICATION:

___ day of _____, 2018

___ day of _____, 2018

___ day of _____, 2018

POSTED:

18th day of SEPTEMBER, 2018