

6-21-12

DATE

CERTIFICATION

This is to certify that the attached is a true and exact copy of of a motion made and minuted filed on June
20, 2012 which is found in the original records of the Town Clerk of the Town of Avoca concerning proceedings and official actions of the Town of Avoca.

(seal)


Kim Jackson
Town Clerk/Registrar

SUPERVISOR 607-566-2740
TOWN CLERK 607-566-2152
FAX 607-566-2301



TOWN OF AVOCA

PO BOX 468
3 CHASE STREET
AVOCA, NEW YORK 14809

June 21, 2012

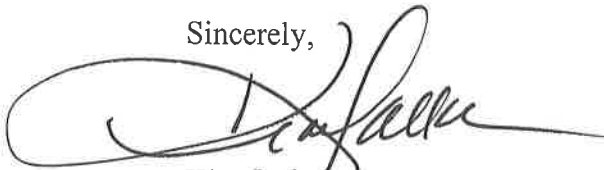
Steuben County Land Owners Coalition
PO Box 180
Addison, NY 14801

Dear Sirs:

A motion by Supervisor Harmon, seconded by Councilman Heinemann introducing the following resolution with the exception of omitting some wording in the paragraph that starts with NOW, THEREFORE, BE IT RESOLVED, the motion was carried with the following vote.

Supervisor Harmon	aye
Councilman Oliver	aye
Councilman Parsels	aye
Councilman Heinemann	aye
Councilman Lysyczyn	opposed

Sincerely,



Kim Jackson
Avoca Town Clerk

TOWN OF AVOCA
STEUBEN COUNTY, NEW YORK

CERTIFICATE OF RESOLUTION

The undersigned, being the Town Clerk of the above stated Town in Steuben County, NY, hereby certifies that the following resolution was duly made, seconded and adopted by the TOWN BOARD, TOWN OF AVOCA at a regular meeting held on the 20 day of ~~May~~ 2012.

JUNE

WHEREAS, the state has dedicated more than three years and more than 10,250 man hours creating a 900-page comprehensive plan for the safe development of natural gas through its draft Supplemental Generic Environmental Impact Statement (SGEIS) under the leadership of the Department of Environmental Conservation (DEC) and Commissioner Joe Martens as well as Governor Andrew Cuomo: and

WHEREAS, promoting economic activity and creating jobs to support families is a top priority: and

WHEREAS, state officials are developing standards to ensure safe development of our natural gas resources based on the expertise of DEC employees and advisors, such as

- Requiring DEC staff to visit every well pad before permits are issued; and
- Requiring preapproval of wastewater treatment plans for every proposed well pad; and
- Requiring natural gas operators to provide a plan for assessing and repairing any road wear before permits are issued; and
- Requiring multiple layers of cement and steel casings around each underground well extending at least 75 feet below New-York State's deepest drinking water tables; and
- Requiring operators to provide dual failsafe protections for wastewater from hydraulic fracturing, mandating it be sealed in watertight, covered tanks enclosed in a secondary containment system; and
- Requiring disclosure of all additives used in the hydraulic fracturing process: and

WHEREAS, the role of municipal governments in New York State's natural gas development still remains under review by the DEC as a part of the ongoing SGEIS process: and

WHEREAS, local municipalities will have a designated role under the state guidelines once released: and

WHEREAS, development of our natural gas resources is currently prohibited pending the DEC's plan and final approval by Governor Cuomo: and

WHEREAS, premature local action in our municipality could negatively impact the competitive environment of all of New York State for natural gas development, and jeopardize the potential \$11.4 billion in statewide economic impact of development: and

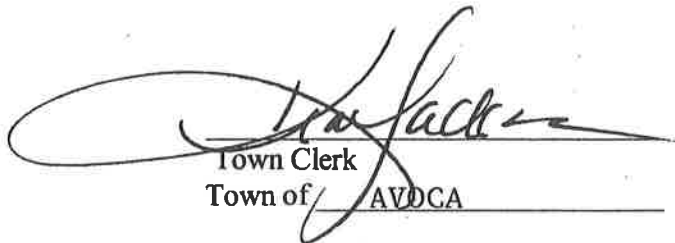
WHEREAS, preserving a competitive environment for development in New York as compared to neighboring states will be critical to the economic future of our region: and

NOW, THEREFORE, BE IT RESOLVED, that we, the Town Board, find pursuit of a ban/moratorium ~~on the right to explore for and develop natural gas~~ to natural gas exploration to be a premature misallocation of town resources pending the release of the state's final SGEIS: and

BE IT FURTHER RESOLVED that we support the state's leadership in developing a comprehensive statewide program to address the potential resource development holds for New York; and

BE IT FURTHER RESOLVED that we have confidence the state will develop a program that allows development of our natural gas resources to proceed in a safe, responsible, and competitive manner.

Dated: May ____, 2012
JUNE 20, 2012


Town Clerk
Town of AVOCA

(SEAL)