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VILLAGE OF ESTERO, FLORIDA

RESOLUTION NO. 2015 - 77

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF ESTERO, FLORIDA, SUPPORTING A STATEWIDE BAN ON WELL STIMULATION INCLUDING ACID STIMULATING AND HYDRAULIC OR ACID FRACTURING FOR THE PURPOSES OF OIL OR NATURAL GAS EXPLORATION OR PRODUCTION IN THE STATE OF FLORIDA; REQUESTING THAT THE LEGISLATURE MAKE NO ATTEMPT TO PREEMPT LOCAL GOVERNMENT EFFORTS TO BAN SUCH ACTIVITIES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, well stimulation including acid stimulation, hydraulic fracturing, and acid fracturing is the process of injecting liquid into subterranean rocks and substrates so as to fracture or dissolve the formation for the exploration and extraction of oil or natural gas; and

WHEREAS, Florida's water supply comes from highly permeable limestone formations which are vulnerable to contamination from the chemicals utilized in such activities; and

WHEREAS, the Village of Estero gets all of its water from groundwater sources; and

WHEREAS, well stimulation including acid stimulation, hydraulic fracturing, and acid fracturing pose potential risks of contaminating the aquifers which are the source of drinking water for the residents and visitors to the Village of Estero; and

WHEREAS, additionally, well stimulation including acid stimulation, hydraulic fracturing, and acid fracturing often involve the use of substantial amounts of freshwater at a time when many Florida's water resources are stressed and there is a need to preserve future water supplies for use by future residents and visitors to our state.

NOW, THEREFORE, be it resolved by the Village Council of the Village of Estero, Florida:

Section 1. The above recitals are true and correct and are incorporated herein by this reference.

Section 2. The Village Council of the Village of Estero hereby proclaims their support for a statewide ban on well stimulation, including acid stimulation, hydraulic fracturing, and acid fracturing, and requests that the Legislature and Governor enact such a ban and not adopt any law which seeks to limit or preempt the ability of local governments to limit such activities in the interests of public safety and the protection of natural resources.

46 **Section 3.** This Resolution shall take effect immediately upon adoption.

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48 **ADOPTED BY THE VILLAGE COUNCIL** of the Village of Estero, Florida this 2nd

49 day of December, 2015.

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52 Attest:

VILLAGE OF ESTERO, FLORIDA

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55 By: _____

By: _____

56 Kathy Hall, MMC, Village Clerk

 Nicholas Batos, Mayor

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59 Reviewed for legal sufficiency:

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62 By: _____

63 Burt Saunders, Esq., Village Attorney