



County of Lackawanna

Lackawanna County
Administration Building
200 Adams Avenue
Scranton, Pennsylvania
18503

Certified Copy

Ordinance: 12-0037

File Number: 12-0037

Ordinance #215

Second Reading

Imposing an Unconventional Gas Well Fee

Ordinance #215

First Reading: March 28, 2012

Second Reading: April 11, 2012

ORDINANCE #215

BOARD OF COMMISSIONERS **OF THE** **COUNTY OF LACKAWANNA, PENNSYLVANIA**

AN ORDINANCE ADOPTING AND IMPOSING AN UNCONVENTIONAL GAS WELL FEE ON EACH UNCONVENTIONAL GAS WELL SPUD IN LACKAWANNA COUNTY

WHEREAS, Lackawanna County is a Third Class County existing pursuant to the Laws of the Commonwealth of Pennsylvania; and

WHEREAS, by Act of February 13, 2012 (P.L. __, No. __) the Commonwealth of Pennsylvania allowing for Counties to impose a fee on unconventional gas wells within the county; and

WHEREAS, The Board of Commissioners of Lackawanna County have the authority to enact and levy service fees pursuant to §1.3-302(c.) of the Lackawanna County Home Rule Charter; and

WHEREAS, the Board of Commissioners believes that it is in the best interests of the residents of Lackawanna County to impose a fee on unconventional gas wells within Lackawanna County.

NOW THEREFORE, it is hereby enacted and ordained by the Board of Commissioners of the County of Lackawanna, Pennsylvania, that:

Section 1. The County of Lackawanna hereby imposes an unconventional gas well fee on each and ever unconventional gas well spud in Lackawanna County, as authorized pursuant to Title 58 §2302(a) of the Pennsylvania Consolidated Statutes.

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:

A. "Fee" - The unconventional gas well fee impose under Pa. C.S.A. § 2302 of Title 58.

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

C. "Title 58" - Title 59 (Oil & Gas) of the Pennsylvania Consolidated Statutes as amended by Act of February 13, 2012 (P.L. ___, No. ___).

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 3. The unconventional gas well fee shall be applicable, and shall be administered, as provided in Title 58, Pa. C.S.A..

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 This Ordinance shall take effect immediately following enactment, and remain in effect until repealed or amended.

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

ADOPTED at a regular meeting of the Board of Commissioners of Lackawanna County held on April 11, 2012.

COUNTY OF LACKAWANNA


JIM WANSACZ

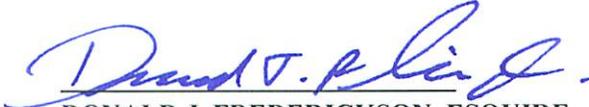

COREY D. O'BRIEN


PATRICK M. O'MALLEY

ATTEST:


MARIA ELKINS
CHIEF OF STAFF

Approved as to form and legality:



DONALD J. FREDERICKSON, ESQUIRE
COUNTY SOLICITOR