

03.13

CITY OF POMPANO BEACH
Broward County, Florida

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, OPPOSING THE OIL DRILLING PERMIT APPLICATION SUBMITTED BY KANTER REAL ESTATE LLC, A FLORIDA FOR PROFIT LIMITED LIABILITY CORPORATION, TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION SEEKING OIL DRILLING RIGHTS ON PROPERTY LOCATED IN THE FLORIDA EVERGLADES IN BROWARD COUNTY, AND SUPPORTING EFFORTS OPPOSING EXTREME WELL STIMULATION, HYDRAULIC FRACTURING, ACID FRACTURING, AND ANY FORM OF EXTREME WELL STIMULATION FOR PURPOSES OF RESOURCE EXTRACTION; PROVIDING FOR DISTRIBUTION OF THIS RESOLUTION; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City recently learned that Kanter Real Estate LLC, a Florida for profit limited liability corporation (“Kanter”), has submitted an application for an oil drilling permit to the Florida Department of Environmental Protection seeking authorization to conduct exploratory oil well drilling operations on property in the Florida Everglades owned by Kanter and located approximately twelve (12) miles from the City of Sunrise’s city limits, and six miles west of Miramar’s city limits; and

WHEREAS, if granted, the oil drilling is anticipated to exceed 11,000 feet in depth, well below the area known as the Biscayne Aquifer, which provides the water supply for many residents of Broward County; and

WHEREAS, the City, along with many local agencies, have expressed substantial concerns about the potential harmful effects of the proposed drilling, including potential adverse environmental impacts such as the degradation and possible contamination of the Biscayne Aquifer,

the substantial impact that such drilling operations will have on the Florida Everglades fragile ecosystem comprised of water supplies, plant and vegetation, as well as the possible harm and injury to wildlife; and

WHEREAS, extreme well stimulation such as hydraulic and acid fracturing (also known as “fracking”) is the process of pumping a complex mix of fluids and chemicals, including large volumes of water, under very high pressure into or below the surface of the ground to create fractures in oil – or gas-bearing geologic formations for the purpose of producing or recovering oil or gas; and

WHEREAS, many of the chemical constituents injected during fracturing have documented adverse effects on human health and the environment; and

WHEREAS, after being injected into the ground, the chemicals used in the fracking process can leach into groundwater supplies, contaminating drinking water for local residents; and

WHEREAS, there have been more than 1,000 documented cases of water contamination near fracking sites; and

WHEREAS, use of these well stimulation fracturing mixes exposes adjacent land and surface waters to the risk of contamination through open pit storage, truck transport on roadways, and activities during well development such as the exploratory well sought by Kanter; and

WHEREAS, in parts of the United States where hydraulic fracturing has occurred, including California, Texas, Colorado, Pennsylvania and Wyoming, there have been numerous complaints and legal actions because of contamination of drinking water with arsenic, methane, neurotoxins, and other proven and suspected carcinogens; and

WHEREAS, as with oil and gas wells, the material used for the pipelines will age and degrade over time, increasing the likelihood of leaks. Pipeline accidents are a regular occurrence nationwide. Legislation or regulations will not stop these leaks and spills as history has clearly shown; and

WHEREAS, after decades of work on an Everglades restoration plan with billions of dollars invested, it would be unacceptable and hazardous to allow drilling and fracking for oil in the Everglades, Big Cypress, and other nearby ecosystem areas. Accidents, spills, and releases of air and water pollutants, such as benzene, metals and hydrogen sulfide, will likely occur; and

WHEREAS, a spill, leak or other accident in Big Cypress or the Everglades would create a nightmare scenario for water supplies, wildlife and drinking water, including the ecosystem, which feeds the spawning grounds of Ten Thousand Islands, affecting much of the state's fishing industry; and

WHEREAS, as we have seen in the Deepwater Horizon disaster, regulation and potential penalties will have not meaningfully prevent catastrophic accidents involving drilling; and

WHEREAS, the wise stewardship of our natural resources involves protection of Florida's water supplies, wildlife and water resources for generations to come; and

WHEREAS, as a result of Amendment One, the Florida Constitution now requires that the legislature take immediate and certain steps to protect, restore and preserve Florida's lands and water resources by preventing contamination and environmental degradation, rather than attempting to clean up contamination and restore degraded environments, which may not be possible, after the fact; and

WHEREAS, Florida's water supplies and resources are better protected through the prevention of contamination and environmental degradation from the outset, rather than the cleanup of contamination and restoration of degraded environments after the fact; and

WHEREAS, the City Commission deems it to be in the best interest of the residents of the City of Pompano Beach to present its vehement opposition to the Kanter oil drilling permit application and resultant operations, since the City of Pompano Beach is located in Broward County and may suffer substantial adverse impacts associated with the exploratory oil drilling sought by Kanter.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA:

Section 1. The foregoing Whereas clauses are hereby ratified and incorporated as the legislative intent of this Resolution.

Section 2. That the City of Pompano Beach hereby publicly expresses its vehement opposition to the exploratory oil drilling operations sought by Kanter Real Estate LLC in the area located approximately six miles west of Miramar's city limits, and twelve miles from the City of Sunrise, and urges Broward County and all municipalities in Broward County to consider similar legislation opposing the efforts of Kanter.

Section 3. The City hereby supports a statewide ban on the use of extreme well stimulation, hydraulic fracturing, acid fracturing, and any form of extreme well stimulation for purposes of resource extraction as well as a prohibition on the disposal or related materials and byproducts anywhere within the State of Florida or in the waters adjacent to the State.

Section 4. The City hereby opposes any legislation that would allow or authorize more permits to allow fracking to expand in Florida and/or keeping secret from the public (in

effect a public record “gag order,”) health authorities, physicians or governmental entities, the use, type and amount of any hazardous chemicals, or substances used in fracking or other oil or gas extraction methods

Section 5. The City Attorney is hereby authorized to consult with other City Attorneys on strategies and/or options available to the City with regard to the opposition to the Kanter application as well as the expansion of drilling activities in the Everglades.

Section 6. The City Clerk is directed to send a copy of this Resolution to Broward County and all cities within Broward County.

Section 7. This Resolution shall effective immediately upon its passage.

PASSED AND ADOPTED THIS 8th day of September, 2015.



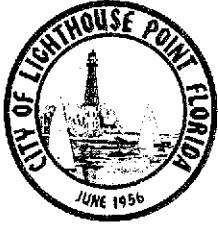
LAMAR FISHER, MAYOR

ATTEST:



ASCELETA HAMMOND, CITY CLERK

MEB/ds
8/21/15
l:reso/2015-459



City of Lighthouse Point, Florida

www.lighthousepoint.com

2200 N.E. 38th Street • Lighthouse Point, FL 33064 • Phone 954-943-6500 • Fax 954-784-3446

September 14, 2015

Florida Department of Environmental Protection
Southeast District Office
3301 Gun Club Road, MSC 7210-1
West Palm Beach, FL 33406

To Whom It May Concern:

Attached, for your information, is Resolution No. 2015-2032, opposing the oil drilling permit application submitted by Kanter Real Estate LLC, a Florida For Profit Limited Liability Corporation, to the Florida Department of Environmental Protection seeking oil drilling rights on property located in the Florida Everglades, and supporting efforts opposing extreme well stimulation, hydraulic fracturing, and acid fracturing, and any form of extreme well stimulation for purposes of resource extraction, passed and adopted by the Commission of the City of Lighthouse Point, Florida on September 14, 2015.

The City Commission of Lighthouse Point urges all elected officials and all municipalities throughout Broward County to join in this support.

Sincerely,

CITY OF LIGHTHOUSE POINT, FLORIDA

Jennifer M. Oh

Jennifer M. Oh
City Clerk

Enclosure

RECEIVED

SEP 17 2015

REC'D
WEST PALM BEACH

RECEIVED

SEP 17 2015

FLORIDA
WEST PALM BEACH

**CITY OF LIGHTHOUSE POINT
FLORIDA**

RESOLUTION NO. 2015 – 2032

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIGHTHOUSE POINT FLORIDA, OPPOSING THE OIL DRILLING PERMIT APPLICATION SUBMITTED BY KANTER REAL ESTATE LLC, A FLORIDA FOR PROFIT LIMITED LIABILITY CORPORATION, TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION SEEKING OIL DRILLING RIGHTS ON PROPERTY LOCATED IN THE FLORIDA EVERGLADES, AND SUPPORTING EFFORTS OPPOSING EXTREME WELL STIMULATION, HYDRAULIC FRACTURING, ACID FRACTURING, AND ANY FORM OF EXTREME WELL STIMULATION FOR PURPOSES OF RESOURCE EXTRACTION; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City recently learned that Kanter Real Estate LLC, a Florida for profit limited liability corporation (“Kanter”), has submitted an application for an oil drilling permit to the Florida Department of Environmental Protection seeking authorization to conduct exploratory oil well drilling operations on property owned by Kanter located in the Florida Everglades; and,

WHEREAS, if granted, the oil drilling is anticipated to exceed 11,000 feet in depth, well below the area known as the Biscayne Aquifer, which provides the water supply for many residents of Broward County, Florida; and,

WHEREAS, many local agencies have expressed substantial concerns about the potential harmful effects of the proposed drilling, including potential adverse environmental impacts such as the degradation and possible contamination of the Biscayne Aquifer, the substantial impact that such drilling operations will have on the Florida Everglades fragile ecosystem comprised of water supplies, plant and vegetation, as well as the possible harm and injury to wildlife; and,

WHEREAS, extreme well stimulation such as hydraulic and acid fracturing (also known as “fracking”) is the process of pumping a complex mix of fluids and chemicals, including large volumes of water, under very high pressure into or below the surface of the ground to create fractures in oil – or gas-bearing geologic formations for the purpose of producing or recovering oil or gas; and,

WHEREAS, many of the chemicals injected during fracturing have documented adverse effects on human health and the environment; and,

WHEREAS, there has a significant number of documented cases of water contamination near fracking sites; and,

WHEREAS, use of these well stimulation fracturing mixes exposes adjacent land and surface waters to the risk of contamination through open pit storage, truck transport on roadways, and activities during well development such as the exploratory well sought by Kanter; and,

**CITY OF LIGHTHOUSE POINT
FLORIDA**

RESOLUTION NO. 2015 - 2032

WHEREAS, Florida's water supplies and resources are better protected through the prevention of contamination and environmental degradation from the outset, rather than the cleanup of contamination and restoration of degraded environments after the fact; and,

WHEREAS, the City Commission deems it to be in the best interest of the residents of the City of Lighthouse Point to present its opposition to the Kanter oil drilling permit application and resultant operations, and seeks to support the efforts of the City of Miramar in opposition to Kanter's application as the municipality closest to the location of the proposed drilling and the area most likely to suffer substantial adverse impacts associated with the exploratory oil drilling sought by Kanter.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF LIGHTHOUSE POINT FLORIDA THAT:

Section 1: The foregoing "**WHEREAS**" clauses are ratified and confirmed as being true and correct and are made a specific part of this Resolution.

Section 2: The City Commission of the City of Lighthouse Point hereby publicly expresses its opposition to the exploratory oil drilling operations sought by Kanter Real Estate LLC in the area approximately six (6) miles west of the City of Miramar city limits, and urges Broward County and all municipalities in Broward County to consider similar legislation opposing the efforts of Kanter.

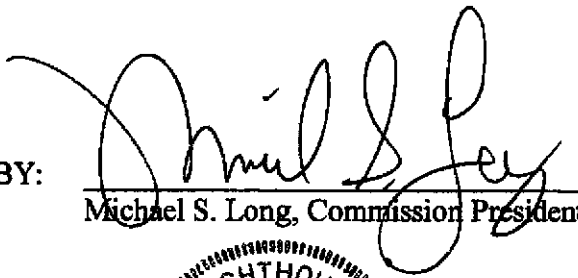
Section 3: The City hereby opposes extreme well stimulation, hydraulic fracturing, acid fracturing, and any form of extreme well stimulation for purposes of resource extraction in the Florida Everglades.

Section 4: The City Clerk is directed to send a copy of this Resolution to Broward County, the Broward County League of Cities, and the Florida Department of Environmental Protection.

Section 5: This Resolution shall take effect immediately upon its passage and adoption.

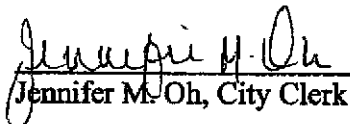
Passed this 14th day of September, 2015.

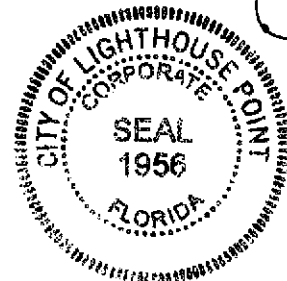
BY:


Michael S. Long, Commission President

ATTESTED

BY:


Jennifer M. Oh, City Clerk



CITY OF LIGHTHOUSE POINT
FLORIDA

RESOLUTION NO. 2015 – 2032

APPROVED

BY:



Office of the City Attorney

Commission President Michael S. Long
Commission Vice President Kyle Van Buskirk
Commissioner Jason D. Joffe
Commissioner Sandy Johnson
Commissioner Earl Maucker

Yes	No	Absent
<u> x </u>	<u> </u>	<u> </u>
<u> x </u>	<u> </u>	<u> </u>
<u> x </u>	<u> </u>	<u> </u>
<u> x </u>	<u> </u>	<u> </u>
<u> x </u>	<u> </u>	<u> </u>

RESOLUTION NO. 15-09-6217

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, OPPOSING THE OIL DRILLING PERMIT APPLICATION SUBMITTED BY KANTER REAL ESTATE LLC, A FLORIDA FOR PROFIT LIMITED LIABILITY CORPORATION, TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION SEEKING OIL DRILLING RIGHTS ON PROPERTY LOCATED IN THE FLORIDA EVERGLADES, APPROXIMATELY SIX MILES WEST OF MIRAMAR'S CITY LIMITS, AND SUPPORTING EFFORTS OPPOSING EXTREME WELL STIMULATION, HYDRAULIC FRACTURING, ACID FRACTURING, AND ANY FORM OF EXTREME WELL STIMULATION FOR PURPOSES OF RESOURCE EXTRACTION; DIRECTING THE CITY CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE CITY OF MIRAMAR, THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS, AND THE BROWARD LEAGUE OF CITIES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the CITY OF NORTH LAUDERDALE, (the "City") recently learned that Kanter Real Estate, LLC, a Florida for profit limited liability corporation ("Kanter"), has submitted an application for an oil drilling permit to the Florida Department of Environmental Protection seeking authorization to conduct exploratory oil well drilling operations on property owned by Kanter located approximately six miles west of the City of Miramar's city limits in the Florida Everglades; and

WHEREAS, if granted, the oil drilling is anticipated to exceed 11,000 feet in depth, well below the area known as the Biscayne Aquifer, which provides the water supply for many residents of Broward County, Florida; and

WHEREAS, the City, along with many local agencies, have expressed substantial concerns about the potential harmful effects of the proposed drilling, including potential adverse environmental impacts such as the degradation and possible contamination of the

Biscayne Aquifer, the substantial impact that such drilling operations will have on the Florida Everglades fragile ecosystem comprised of water supplies, plant and vegetation, as well as the possible harm and injury to wildlife; and

WHEREAS, extreme well stimulation such as hydraulic and acid fracturing (also known as "tracking") is the process of pumping a complex mix of fluids and chemicals, including large volumes of water, under very high pressure into or below the surface of the ground to create fractures in oil - or gas-bearing geologic formations for the purpose of producing or recovering oil or gas; and

WHEREAS, many of the chemical constituents injected during fracturing have documented adverse effects on human health and the environment; and

WHEREAS, there have been more than 1,000 documented cases of water contamination near tracking sites; and

WHEREAS, use of these well stimulation fracturing mixes exposes adjacent land and surface waters to the risk of contamination through open pit storage, truck transport on roadways, and activities during well development such as the exploratory well sought by Kanter; and

WHEREAS, Florida's water supplies and resources are better protected through the prevention of contamination and environmental degradation from the outset, rather than the cleanup of contamination and restoration of degraded environments after the fact; and

WHEREAS, The proposed well is within Water Conservation Area 3A and pursuant to its Broward County Land Use Designation, this land may only be used for conservation and water reserve purposes, and its permissible uses and applicable exceptions do not include exploratory oil well drilling; and

WHEREAS, authorization by the South Florida Water Management District, which passed a resolution opposing exploratory oil wells in the Water Conservation Areas on or about May 13, 1993, may be required; and

WHEREAS, the City Commission deems it to be in the best interest of the residents of the City of North Lauderdale to present its vehement opposition to the Kanter oil drilling permit application and resultant operations, and seeks to support the efforts made by the City of Miramar in opposition to Kanter's application as the municipality closest to the location of the proposed drilling and the area most likely to suffer substantial adverse impacts associated with the exploratory oil drilling sought by Kanter.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA THAT:

SECTION 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as true and correct and by this reference incorporated herein.

SECTION 2. The City Commission of the City of North Lauderdale hereby publicly expresses its vehement opposition to the exploratory oil drilling operations sought by Kanter Real Estate LLC in the area approximately six miles west of the City of Miramar city limits, and urges Broward County and all municipalities in Broward County to consider similar legislation opposing the efforts of Kanter.

SECTION 3. The City hereby opposes extreme well stimulation, hydraulic fracturing, acid fracturing, and any form of extreme well stimulation for purposes of resource extraction.

SECTION 4. The City Clerk is hereby directed to transmit a copy of this resolution to the City of Miramar, the Florida Department of Environmental Protection, the Broward


County Board of County Commissioners, and the Broward League of Cities.


SECTION 5. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 6. If any clause, section, other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall not affect the validity of the remaining portions or applications of this Resolution.

SECTION 7. This Resolution shall become effective immediately upon its passage and adoption.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, THIS 22 DAY OF September, 2015.




MAYOR JACK BRADY


VICE MAYOR JERRY GRAZIOSE

ATTEST:


PATRICIA VANCHERI, City Clerk



APPROVED AS TO LEGAL FORM
BY CITY ATTORNEY:


SAMUEL S. GOREN, ESQUIRE