

County of Butler Board of Commissioners

124 W. Diamond Street, PO Box 1208, Butler, PA 16003-1208
Phone 724.284.5100 Fax 724.284.5400 TDD 724.284.5473

Commissioners

William L. McCarrier, **Chairman**
A. Dale Pinkerton, **Vice Chairman**
James Eckstein, **Secretary**



Dir. of Adm./Chief Clerk
William S. O'Donnell

Solicitor
Julie M. Graham

March 27, 2012

Ms. Rosemary Chiavetta
Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105

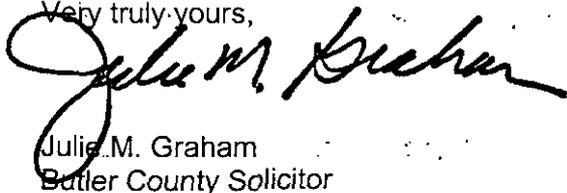
SUBJECT: Enactment of Unconventional Gas Well Impact Fee Ordinance 2012-01
Docket No. M-2012-2288561

Dear Ms. Chiavetta:

I am enclosing for filing with your agency a true and correct copy of Ordinance 2012-01 adopted by the Board of Commissioners of the County of Butler on March 14, 2012, to implement an impact fee pursuant to Section 23002 of Act 13 of 2012.

Should you require anything further from Butler County in order to comply with Act 13 requirements, please do not hesitate to contact me.

Very truly yours,


Julie M. Graham
Butler County Solicitor

Enclosures

cc: Board of Commissioners
William S. O'Donnell

RECEIVED
2012 MAR 29 AM 9:49
PA.P.U.C.
SECRETARY'S BUREAU

**COUNTY OF BUTLER, PENNSYLVANIA
ORDINANCE 2012-01**

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF BUTLER, PENNSYLVANIA AUTHORIZING AN UNCONVENTIONAL GAS WELL FEE ON EACH UNCONVENTIONAL GAS WELL SPUD IN BUTLER COUNTY, PURSUANT TO THE ACT OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, KNOWN AS THE UNCONVENTIONAL GAS WELL IMPACT FEE ACT; PROVIDING FOR THE ADMINISTRATION OF THE FEES; PROVIDING FOR THE EFFECTIVE DATE OF THE ORDINANCE AND PROVIDING FOR THE ORDINANCE TO BE TRANSMITTED TO THE PUBLIC UTILITY COMMISSION.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of Butler County in lawful session assembled that:

Section 1. The County of Butler hereby imposes an unconventional gas well fee on each unconventional gas well spud in this County as authorized in Title 58.

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:

"Fee" - The unconventional gas well fee imposed under Section 2302 of Title 58.

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

"Title 58" - Title 58 (Oil and Gas) of the Pennsylvania Consolidated Statutes as amended by Act of February 14, 2012 (P.L., No. 13).

"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 for in Title 58.

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

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

Section 6. All Ordinances and Resolutions or parts thereof which are inconsistent herewith and hereby repealed insofar as they are inconsistent.

Section 7. The provisions of this Ordinance are severable. If any sentence, clause or section of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not invalidate the remainder of this Ordinance, and it is hereby declared to be the intention of the Board of Commissioners of the County of Butler that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause or section not have been included herein.

DULY ENACTED AND ORDAINED at Public Meeting of the Board of Commissioners of the County of Butler, Pennsylvania, held this 14th day of March 2012.

ATTEST,



William S. O'Donnell
Director of Admin./Chief Clerk

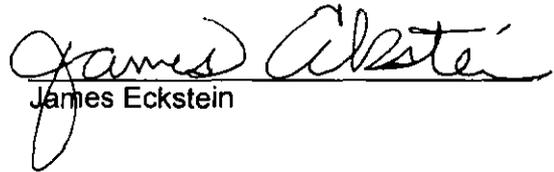
BOARD OF COMMISSIONERS



William L. McCarrier, Chairman



A. Dale Pinkerton



James Eckstein

ATTESTATION

I, William S. O'Donnell, in my capacity as Chief Clerk for the Board of Commissioners of the County of Butler, Pennsylvania, do hereby attest that the foregoing document is a true and correct copy of Ordinance 2012-01, which was adopted by the said Board at a properly advised public meeting held on the 14th day of March 2012.

WITNESS my hand and official Seal of the County of Butler, Pennsylvania, this 26th day of March 2012.



William S. O'Donnell, Chief Clerk

County Seal



OFFICE OF THE
BUTLER COUNTY COMMISSIONERS
PO Box 1208
Butler, PA 16003-1208



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Secretary
Pennsylvania Public Utility Commission
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