



Donald J. Frederickson, Solicitor
Commissioners' Office
200 Adams Avenue, 6th Floor
Scranton, PA 18503
Office: 570-963-6800
Fax: 570-963-6812

April 19, 2012

ATTN: Rosemary Chiavetta, Secretary
PA Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105

RECEIVED

APR 19 2012

**PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU**

RE: Docket No.: M-2012-2288561

Dear Ms. Chiavetta:

Enclosed herewith please find a true and correct copy of Ordinance 215 adopted by the Board of Commissioners of Lackawanna County on April 11, 2012, to implement an unconventional gas well fee pursuant to §2302 of Act 13 of 2012. This letter is intended to satisfy the notice requirements thereof.

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

Very truly yours,



Donald J. Frederickson, Jr., Esquire
Lackawanna County Solicitor

cc: Maria Elkins, Chief of Staff
Enclosure

ATTESTATION

I, Maria Elkins, in my capacity as Chief of Staff of Lackawanna County, Pennsylvania, do hereby attest that the foregoing document is a true and correct copy of Ordinance #215 which was duly adopted by the Lackawanna County Board of Commissioners at a properly advertised public meeting held on April 11, 2012.

WITNESS my hand and official Seal of the County of Lackawanna, Pennsylvania, this 19th day of April, 2012.


Maria Elkins, Chief of Staff

County Seal

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU



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

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Ordinance #215

First Reading: March 28, 2012

Second Reading: April 11, 2012

**PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU**

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.

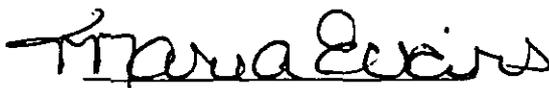
COUNTY OF LACKAWANNA


JIM WANSACZ

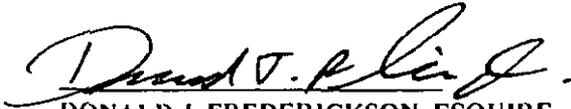

COREY D. O'BRIEN


PATRICK M. O'MALLEY

ATTEST:


MARIA ELKINS
CHIEF OF STAFF

Approved as to form and legality:

A handwritten signature in black ink, appearing to read "Donald J. Frederickson". The signature is written in a cursive style with a horizontal line underneath it.

DONALD J. FREDERICKSON, ESQUIRE
COUNTY SOLICITOR

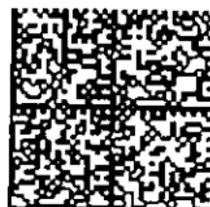
CERTIFIED MAIL™



Commissioner's Office
200 Adams Avenue, 6th Floor
Scranton, PA 18503



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PA Public Utility Commission
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Harrisburg, PA 17105

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