

TOWN OF SUPERIOR
RESOLUTION NO. R-18
SERIES 2019

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF
SUPERIOR SUPPORTING SENATE BILL 19-181, A BILL
"CONCERNING ADDITIONAL PUBLIC WELFARE PROTECTIONS
REGARDING THE CONDUCT OF OIL AND GAS OPERATIONS"

WHEREAS, local governments have an obligation to protect the public health, safety, and welfare through their police power and land use authority;

WHEREAS, recent Colorado Supreme Court decisions have held that local governments' rules may be preempted and deemed invalid if they conflict with state Colorado Oil and Gas Conservation Commission (the "COGCC") rules;

WHEREAS, according to existing statute, the COGCC's mission is to "foster" oil and gas development and to provide mitigation measures to protect public health, safety, and welfare so long as those mitigation measures are "cost effective";

WHEREAS, Senate Bill 19-181 clarifies that local governments are authorized to use their land use and police powers to regulate oil and gas and removes certain exemptions from this authority;

WHEREAS, Senate Bill 19-181 eliminates "grey areas" regarding the extent of local authority by confirming that, where local requirements and state requirements conflict, the more protective requirements will control; and

WHEREAS, Senate Bill 19-181 reforms the makeup and scope of authority of the COGCC so that its mission is clearly to regulate, not encourage or "foster" the oil and gas industry, and to protect public health, safety, welfare and the environment.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF SUPERIOR, COLORADO, as follows:

Section 1. The Board of Trustees SUPPORTS and strongly urges elected state legislators to vote YES on Senate Bill 19-181.

ADOPTED this 11th day of March, 2019

Clint Folsom
Clint Folsom, Mayor

ATTEST:

Phyllis L. Hardin
Phyllis L. Hardin, Town Clerk-Treasurer

The seal of the Town of Superior, Colorado, is circular with a rope-like border. The text "THE TOWN OF SUPERIOR" is written along the top inner edge, and "COLORADO" is written along the bottom inner edge. In the center, the word "SEAL" is printed in a bold, serif font, with a small five-pointed star positioned directly below it.