

ORIGINAL

RESOLUTION # 2010-09
CHEYENNE COUNTY, COLORADO



RESOLUTION REQUESTING EXEMPTION FROM
VISUAL IMPACT MITIGATION REGULATIONS ADOPTED BY THE
COLORADO OIL AND GAS CONSERVATION COMMISSION

WHEREAS, the Board of County Commissioners of Cheyenne County, Colorado has determined that it would be desirable to request an exemption from certain regulations adopted by the Colorado Oil and Gas Conservation Commission in the interests of the citizens of Washington County; and

WHEREAS, oil and gas production in Cheyenne County is critical to the economy and well being of the citizens; and

WHEREAS; due to the land area of the County being over 1782 square miles and the population base of approximately 1999 within the County, the visual impact of oil and gas equipment is negligible; and

WHEREAS; pursuant to the language contained in 801. Introduction of the Rules and Regulations of the Colorado Oil and Gas Conservation Commission (COGCC) as adopted on April 1, 2009, this Board may request an exemption from 804. Visual Impact Mitigation relating to the repainting of oil and gas equipment a uniform tan color;

WHEREAS; at a regular Board meeting held on this date the Board has discussed this matter and therefore has determined to take the following action.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CHEYENNE COUNTY, as follows:

1. The Board of County Commissioners hereby formally requests an exemption from the aforementioned Visual Impact Mitigation regulation relating to the repainting of all oil and gas equipment / activities located within Cheyenne County to a uniform tan color.
2. The reason for this request is that this Board is of the opinion that enforcement of this rule is not necessary to ensure the protection of health, safety, and welfare of the citizens and residents of Cheyenne County.
3. The ad valorem taxes collected from the operators of producing oil and gas wells are an important source of revenue for Cheyenne County. We believe this requirement, which would force most operators to incur additional operating expenses by repainting all of their equipment to a uniform tan color, could result in the premature plugging and abandonment of economically marginal producing wells.
4. Should the Colorado Oil and Gas Conservation Commission require any additional supporting documentation in order to grant this exemption, please contact the Cheyenne County Administrator at 719-767-5872.

Dated at Cheyenne Wells, Colorado, this 28th day of May, 2010

JAM10190

Board of County Commissioners, Cheyenne County, State of Colorado

Nancy Bogenhagen (Aye) (Nay)
Nancy Bogenhagen, Madam Chairman

Jerry Allen (Aye) (Nay)
Jerry Allen, Commissioner

Robert W. Paintin (Aye) (Nay)
Robert W. Paintin, Commissioner

STATE OF COLORADO)
COUNTY OF CHEYENNE) ss

The foregoing instrument was acknowledged before me this 28th day of May 2010,
by Nancy Bogenhagen, Madam Chairman of the Board of County Commissioners, Jerry
Allen, Commissioner, and Robert W. Paintin, Commissioner.

Witness my hand and official seal.

Jessica A. Unruh CLK
Jessica Unruh, Deputy County Clerk