

MINORITY REPORT ISSUES

1. Noise: Support strengthening of the noise provision as recommended by the Task Force
Consider getting a second opinion about the measurement of “ambient” using LQ90 scale as in other municipalities. (Takes out peak highs and lows when calculating the average (ambient)).

2. Compressors.
 - Line compressors need to be fully housed, with roofs if within 600 feet of a residence.
 - Compressors located in I, J or K districts that contain or abut residential use, must meet the noise restrictions currently recommended for residential.
 - Line compressors should be setback 600 feet from residences.
 - Ancillary/Auxillary equipment setback not less than 150 feet from residential property line.
 - If proposed in I or J zoning, permit goes to the proposed Gas Drilling Review Committee.

3. Definitions and Protected Uses.
 - A. Protection of Trinity Trails via one or more of the following:
 - Defined as a Special Protected Use, with a 200 foot setback from center line of the trail.
 - Specified drilling areas or conversely “no drilling” areas could be determined and mapped. Waiver option in these particular cases should be granted only by Council.
 - Trinity Trails should not be utilized for drilling thoroughfares.

 - B. Public Building Definition.

We suggest that the existing language in the ordinance be revised as follows:

Public building means all buildings used or designed to and intended to be used for auditoriums, museums and libraries, theaters, assembly halls, auditoriums, mortuary chapels, dance halls, exhibition halls, museums, gymnasiums, bowling lanes, libraries, skating rinks, courtrooms, restaurants (with occupancy greater than 50); stores and shopping centers.

We suggest that the following uses also be considered for protection as public buildings:

- Jails
- Courthouses
- Municipal Buildings
- Office Buildings greater than two stories or occupied by more than 150 people.
- Sports Stadiums

4. Setbacks and Notice.

- Equipment Setbacks: We agree with the staff recommendation of a 300 foot setback from the property line.
- No well bore ever to be closer than 200 ft from any structure.
- The City should review its policies and practices for notices and signage to ensure that citizens are adequately informed with factual information regarding proposed activities.

5. Gas Drilling Review Committee. We suggest that this committee include neighborhood representation.

6. Pipelines. We believe pipelines have complex and important issues and make the following suggestions.

- Research and implementation of “pipeline corridors” such as in Houston and Austin to facilitate orderly development of the city and pipeline routes. Consider utilizing city streets for a pipeline grid.
- Minimal duplication of lines (encourage companies to share lines).
- Requirement of odorization and corrosion inhibitors.
- Additional review and consideration of the Southlake and Flower Mound ordinances.
- Regulation of flow lines, consistent with State and Federal requirements.
- Requirement of full scale maps of any pipelines to be installed.
- Referral of proposed pipeline routes to the Gas Drilling Review Committee.
- Inclusion of pipeline route in application for drilling permit.
- Minimum bury depths of 20 feet or more within densely populated areas of the City.
- All pipelines within city limits be built to the *dense population* pipeline standards, as Fort Worth will continue to grow and develop over the life of these activities.

- Assurance of fiscal responsibility for repairs, maintenance and accidents for the life of pipelines.
- Require boring of pipelines where possible.

7. Environmental: We believe that further study is merited by a panel of experts and should include:

- Disclosure of all contaminants and waste handling practices.
- Require recycling of waste water.
- Lake Worth and watershed lakes be designated as environmentally sensitive areas.
- Require closed loop mud systems on all wells within the City.
- Mitigation for air emissions, green completions, vapor recovery systems and electronic compressor motors.
- Locate and map historical and abandoned wells before issuing a gas well permit.
- Further study of vibro-acoustic disease to refine the distance and low frequency noise mitigation from line compressors.
- Require well plugging insurance or initiate of a City owned “superfund” for future well plugging in the event that operators leave abandoned wells unplugged. We do not want to rely on the RRC to solve this problem within City limits.
- Conduct an Environmental Impact Study including current air emissions, soil and water sampling to assure the citizens that proper diligence is being exercised to both prevent and control contamination and pollution. This sampling should be done by independent environmental consultants to the City and be paid for by fees from the industry. The findings of the study should be incorporated into the Ordinance to insure that the citizens of Fort Worth are adequately protected.

8. Legislative goals: We support the city’s plans to take an aggressive approach seeking legislative changes with the state and RRC. Additionally we support the enlistment of local municipalities in the Barnett Shale to support such legislation.