



YATES COUNTY PLANNING DEPARTMENT

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12/2/09- 10 a.m. - Marcellus Shale Task Force Meeting

Discussion of comments sent to the NYSDEC on 11/16/09.

Discussion/comments on attendance at the Natural Gas Summit (11/30) in Owego; Peter Gamba felt there was a lack of information related to the affects of drilling on the environment. Eileen Farnan also attended and felt the Conference was beneficial. She got a lot from the "Wastewater" session as well as the "Geology of Shale." There was a session on how to send comments to the NYSDEC and be most effective. Discussion related to the Task Force comment about restrictions on the horizontal distance from bedrock- good comment.

Road Use Agreement Discussion;

1. Peter Gamba will e-mail Task Force applicable traffic laws that may help with the drafting of road use agreements.
2. Questions related to developing a model ordinance-
 - a. Who enforces the restrictions when the contractors go onto the wrong roads?
 - b. How will they be fined?
 - c. Will there be signage on roads related to which can be used and which ones cannot?
 - d. What amount of weight are we dealing- how much do these trucks weigh?
 - e. Require Letter of Credit rather than a bond as a LOC is easier to pull funds from, if necessary.
3. Pre-construction discussion-
 - a. How to inventory; take video, spray paint cracks, set up designated routes on a map.
 - b. Look at trip frequency before construction begins. Is there a way to set up and document the number of trips (truck traffic) pre and post construction? Can we help collect preliminary data to protect the local haulers?
4. Develop a list of qualified engineers who can conduct road inventory.

Reviewed two ordinances- Steuben County's Road Ordinance (for windmills) and Sullivan County's Road Ordinance. SB will combine the two and distribute it to the Task Force for review prior to the next meeting. Once the draft document is prepared, it was suggested we distribute it to the municipal highway superintendants for their review and comment. Dave Hartman will be attending the annual County Director's conference in January and Marcellus Shale/Road Use Agreements will be one of the conference sessions (per Dave's request). He will be reporting back to us in February on the conference.

Peter Landre- Discussion of Landowner Coalitions and the need to develop these in Yates County. Megan Fenton, on his staff, has begun researching and reaching out to other agencies in reference to the development of a coalition (Steuben County, for example). Counsel is involved in these in that they guide the land owners and only get paid once the land starts producing.

Next meeting will be on January 13, 2010 in the Cornell Conference Room.