

ORDINANCE NO. 2013-02

AN ORDINANCE AMENDING ORDINANCE 2007-16 REGULATING OIL, NATURAL GAS, AND MINERAL DRILLING AND EXPLORATION WITHIN THE CITY LIMITS OF THE CITY OF CLINTON, ARKANSAS, PROVIDING FOR THE PERMITTING AND LICENSING THEREOF

WHEREAS, the City Council of the City of Clinton, Arkansas, has been made aware that oil, natural gas and mineral drilling and exploration practices have changed over time and that, in some instances, more than one such well is being drilled from one drill pad,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF CLINTON, ARKANSAS:

SECTION 1. This ordinance shall be known as the Amendment to Ordinance 2007-16 Regulating Oil, and Natural Gas, and Mineral Drilling within the City Limits of the City of Clinton, Arkansas.

SECTION 2. Ordinance 2007-16 is amended only to the extent that this Ordinance provides for a permit fee of One Thousand (\$1000.00) Dollars for each oil, natural gas or mineral well drilled within the city limits, whether from an existing pad or otherwise and whether or not a well has been drilled from such pad. This permit fee is in addition to any other permit fee which may have been charged previously. This ordinance shall not affect any other fee provisions as to site preparation fees.

SECTION 3. Each wellhead compressor within the city limits shall be permitted and the fee for same is Two Hundred and Fifty (\$250.00) Dollars.

SECTION 4. For noise pollution control and/or unsightly appearance, the City of Clinton can require each wellhead compressor to be enclosed on all four sides by a sound barrier with insulated walls. Height of wall is to be determined by conditions on each well site.

SECTION 5. No wellhead or equipment of any kind shall be situated nearer than Two Hundred (200) feet from a Protected Use Area.

SECTION 6. ALL DRILLING AND OPERATIONS SHALL COMPLY WITH THE FOLLOWING REGULATIONS:

No well shall be drilled, redrilled or any equipment operated at any location within the City of Clinton in such a manner so as to create any noise which causes the exterior noise level when measured at any Protected Use Area within 200 feet of wellhead or equipment, or at a point of location of 200 feet on any property surrounding the well pad, whichever is closer to the receiver/receptor, that exceeds the Ambient Noise Level by more than five (5) decibels during daytime hours and more than three (3) decibels during nighttime hours.

The operator shall be responsible for establishing and reporting to the City of Clinton the pre-drilling Ambient Noise Level prior to the issuance of a gas well permit. Once the drilling is complete, the Operator shall be required to establish a new Ambient Noise Level prior to the installation of any new noise generation equipment.

SECTION 7. Only wellhead compressor type RED RIVER COMPRESSOR (MODEL # CB5712GH) WEATHER BEATER GHOST PACKAGE OR EQUIVALENT in noise control, decibel level, and appearance are allowed within the City of Clinton.

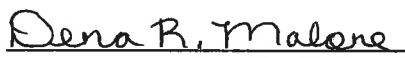
SECTION 8. Acoustical blankets, sound walls, mufflers, or other alternative methods as approved by the City may be used to ensure compliance. All soundproofing shall comply with accepted industry standards and shall be subject to approval by the City of Clinton Code Enforcement.

PASSED: February 14, 2013

ATTEST:

A handwritten signature in cursive script, reading "Roger L. Rorie", written over a horizontal line.

Roger L. Rorie
Mayor

A handwritten signature in cursive script, reading "Dena R. Malone", written over a horizontal line.

Dena R. Malone
Recorder/Treasurer