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**From:** Randy Erickson <torandyerickson@gmail.com>  
**Sent:** Monday, November 13, 2017 4:48 PM  
**To:** Sidney Hill  
**Subject:** Comments on the Proposed Sandoval County Oil and Gas Ordinance  
**Attachments:** Open Meeting Act Violation -Ordinance Publishing Discrepancies.pdf

Mr Hill,

Please find attached my comments for consideration in the proposed Sandoval County Oil and Gas Ordinance by the County Commission Thursday, November 16, 2017.

Sincerely,

Randy Erickson

15 Tres Vidas Ridge

Placitas, NM

[\(505\) 730-8195](tel:5057308195)

These are documented discrepancies between the Stoddard Ordinance as published in the September 22, 2017 Commission meeting packet and the Stoddard Ordinance as published in the October 19, 2017 Commission meeting packet. These are material differences that WERE NOT VOTED ON by the Commission. This is in direct violation of the NM Open Meetings Act.

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### **Discrepancy #1**

#### **As published in the September 22, 2017 Commission Meeting Packet**

**Scope of Operations.** A description of the scope of operations contemplated by the operator, including the estimated depth of each proposed well and the estimated commencement date of the operations.

#### **Ordinance as published in the October 19, 2017 Commission Meeting Packet:**

**5.3.** Scope of Operations. A **brief** description of the scope of operations contemplated by the operator, including the estimated depth of each proposed well and the estimated commencement date of the operations.

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### **Discrepancy #2**

#### **As published in the September 22, 2017 Commission Meeting Packet**

**Noise Control Plan.** Estimate the noise levels from expected operations requiring notice, which shall not exceed **fifty five (55)** decibels as measured from a distance of seven hundred fifty feet from the well or associated operations, including noise from traffic, and describe the manner in which operator intends to limit the noise levels associated with such operations below that threshold. Noise levels may exceed **fifty five (55)** decibels, up to **seventy (70)** decibels, for a period of time not to exceed thirty (30) calendar days for each calendar year.

#### **As published in the October 19, 2017 Commission Meeting Packet**

**Noise Control Plan.** Estimate the noise levels from expected operations requiring notice, which shall not exceed **sixty (60)** decibels as measured from a distance of seven hundred fifty (750) feet from the well or associated operations, including noise from traffic, and describe the manner in which operator intends to limit the noise levels associated with such operations below that threshold. Noise levels may exceed **sixty (60)** decibels, up to **eighty (80)** decibels, for a period of time not to exceed thirty (30) calendar days for each calendar year.

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### **Discrepancy 3**

#### **As published in the September 22, 2017 Commission Meeting Packet**

**Section 10.1. Non-Compliance.** In the event of failure by the operator to comply with this Ordinance, the Planning and Zoning Division Director or designee shall issue a written notice to operator stating a time of 30 days **after receipt of notice** to comply with the notice

#### **As published in the October 19, 2017 Commission Meeting Packet**

**10.1. Non-Compliance.** In the event of failure by the operator to comply with this Ordinance, the Planning and Zoning Division Director or designee shall issue a written notice to operator stating a time of **at least** thirty (30) days to comply with the notice.