


# Comment to Commissioners on Oil and Gas Ordinance Array

Bob Wessely <Wessely@SciSo.com>

Fri 8/24/2018 11:01 AM

To: Public Comment <PublicComment@sandovalcountynm.gov>;

 1 attachments (209 KB)

CommentToP&ZC-08-28-18.pdf;

Commissioners -

Please accept and post the attached file "*CommentToP&ZC-08-28-18.pdf*" as my public comment on oil and gas.

Thanks, Bob Wessely 24 Aug 2018 1059 MDT

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Bob Wessely (505) 454-0555 (Land) [Wessely@SciSo.com](mailto:Wessely@SciSo.com)  
(505) 259-7842 (Cell)

Mr. Chairman, Commissioners –

Thank you for the opportunity to comment. There are several points that I would like to bring to your attention. But, first let me note ordinance draft Identifiers (from Aug 14, 2018 P&ZC Agenda) that I will be citing:

- Ordinance #1 – 2017 OCD Reviewed Draft
- Ordinance #2 – Oil and Gas Draft
- Ordinance #3 – Block Draft Oil and Gas (July 24, 2018)
- Ordinance #4 – CWG Science Team July 2018 Oil and Gas Draft
- Ordinance #5 – CWG Ordinance Team Draft Ordinance

Please understand the following:

1. Contrary to what staff has told you, the County Commission **did not ask for a “Land Use Ordinance.”** In the document the Commission passed, they asked for a Citizens Working Group to “Produce a comprehensive oil and gas ordinance ... that includes aquifer source water, groundwater, and surface water protection.”
2. In that same paper, the County Commission explicitly asked for an ordinance that: had “maximum citizen participation; papers from individual citizens; Pueblo and Navajo members; invited technical experts; consultation and coordination with all local governments including all Pueblo Nations, Navajo, Jicarilla Apache.”
3. During your August 14 meeting, “how easy it is to administer” appeared to be one of your criteria in selecting an oil and gas ordinance.

I would caution you that “easy to administer” is a wrong criterion for selecting an ordinance. In fact for an industry as complex, intrusive, and risky as oil and gas, **“easy to administer” may be a good criterion for discarding an ordinance.**

- **The industry is complex.** It involves heavy equipment, heavy truck traffic, and heavy land disturbance.
  - **The industry is intrusive.** It spatters itself in all neighborhoods, residential, agricultural, and commercial.
  - **The industry is risky.** It is can involve odiferous and toxic chemicals, explosions and fires, leaks and spills.
4. In Ordinance #4 (partly) and #5, application-permit technical review and ongoing post-permit monitoring of operations by qualified consultants are required at industry expense **with no cost to the county.**
  5. None of the five ordinances prevents profitable oil and gas development. Oil and gas development will take place at more or less the same levels with any of the five ordinances. The Cuba folks wanted the oil and gas industry, but also wanted aquifers, roads, etc. to be strongly protected. Only Ordinances #4 and #5 do this. **Having vs. not-having O&G isn’t an issue** in selecting from among the ordinances.

6. In Rio Arriba, where vigorous drilling is present, **post-permit inspection and monitoring** is required to catch problems promptly before they become disasters, and to ensure that industry adheres to its application promises. Only Ordinance #4 (partly) and #5 do this.
7. Over more than two years, staff has repeatedly shown an inability or unwillingness to assemble a whole, acceptable oil and gas ordinance. #1 was discarded, #2 was voted down, and #3 (only slightly different from #2) was just sent back for major revision.
8. The industry (as well as the citizenry) needs to know unambiguously just what is required. Using only OCD's loosely defined water requirements for P&ZC interpretation is an invitation to lawsuit.
9. Requiring a benign geo-hydrologic analysis as an acceptance criterion for a specific proposed well site is a solid aquifer protection, without raising the legal threat of a ban. Only ordinance #5 does this.
10. In Sandoval's San Juan Basin, it is unknown if and how much aquifer contamination there has been. OCD neither requires nor performs monitoring of aquifer water quality. OCD inspectors are overwhelmed.
11. The OCD database of spills that also affected aquifers or surface waterways reports 85 spills since 2005 in the San Juan Basin. Those spills include an **11,000 gallon crude oil spill in Sandoval County**.
12. Focusing drilling permissions on a single person (even with an appeal process) is an invitation to system abuse. It is more difficult for an applicant to improperly entice seven people (the P&ZC) than one person (a Director).

Thank you

# Protect Sandoval County from Oil & Gas!

lynnopportunity@gmail.com@mg.gospringboard.io on behalf of  
Lynn Allen <lynnopportunity@gmail.com>

Fri 8/24/2018 1:26 PM

To: Public Comment <PublicComment@sandovalcountynm.gov>;

Dear ,

Heads UP! This is WATER we are talking about. You can't grow an economy with bad water..... they will go elsewhere. Protect our WATER and lives! NOW.

An assessment by New Mexico Tech concludes that new oil and gas development could put the drinking water of nearly a million people at risk, and divides our communities into zoning districts for destructive fossil fuel projects. We must protect residents from oil and gas activity and preserve a clean environment. We should be working on developing clean energy alternatives, NOT more fossil fuels.

We will not tolerate zoning the county to make less densely populated areas the targets for these negative impacts. We urge you to move toward to a just transition to renewable energy that will create environmentally sustainable and culturally appropriate economic development. We can bring jobs through some of the fastest growing sectors such as wind and solar. We're not willing to risk our precious little water for an industry that is on its way out.

It is outrageous that the Commission would even consider giving preferential treatment to wealthier, more populated areas via a new oil and gas ordinance. The potential for negative impacts on any citizens' health or drinking water, no matter the population size or density, is unacceptable. Please oppose putting any of the county's lands, aquifers, air or people at risk of contamination!

Sincerely,

Lynn Allen  
HC 63 Box 28  
Pena Blanca NM, 87041-9701

# Oil and gas public comment

Jason Ohler <pfcjco@yahoo.com>

Sat 8/25/2018 8:49 AM

To: Public Comment <PublicComment@sandovalcountynm.gov>;

Any new regulations on oil and gas in Sandoval County will only serve to destroy communities like Cuba.

Back in the 70's and 80's before logging was shut down Cuba had a strong economy with multiple businesses and thousands of people employed. Today Cuba relies on the oil and gas industry and only a few businesses remain with more and more people relying on government assistance to survive. Regulations on logging almost caused Cuba to dry up and blow away. Regulations on oil and gas will be the end of Cuba, the town cannot survive another industrial or economical collapse.

[Sent from Yahoo Mail on Android](#)

# Sandoval County Oil and Gas Ordinance

debnorman@aol.com

Sat 8/25/2018 12:33 PM

To: Public Comment <PublicComment@sandovalcountynm.gov>;

We are writing as concerned residents of Sandoval County to strongly urge the county Planning and Zoning Commission and County Commissioners to support the thoughtful, well-informed work of the Citizens Working Group (CWG) (Ordinances 4 & 5), rather than the inadequate and irremediably sloppy "Ordinance Number Three."

Ordinances 4 & 5 provide for consideration of land use on aquifers, while supporters of Number Three say that the county doesn't have time or resources to spend on water issues, that those issues are separate from land use issues, and that they and should remain separate for the sake of administrative efficiency.

This is a "head in the sand" approach. With current oil and gas exploration technologies the uses of water and land are so completely interconnected that they cannot be separated.

As to the view that a county administrator's time is so important and so limited that there isn't enough of it to properly consider how we use the most precious resources we have -- our water and our land: that is a shockingly arrogant abdication of our responsibility as citizens and stewards of the natural resources under our care for future generations.

Sincerely,  
Paul and Deborah Norman  
2 Palomino Road  
Placitas, NM 87043  
505-264-7968

# strong oil - gas ordinance

Gerry Diemel <gdnc@att.net>

Sun 8/26/2018 10:11 AM

To: Public Comment <PublicComment@sandovalcountynm.gov>;

I strongly support passage of a strong oil-gas ordinance that has the support of the public, not just passage by the Sandoval County Commission of the Block ordinance. So far there has been too little public input and discussion. Furthermore, there is not adequate consideration and public discussion of strong ordinances drafted by public interest groups. The Block ordinance is not satisfactory and should be defeated!!

Gerald Diemel

# oil & gas ordinance

Dorothy Noe <heartsin505@yahoo.com>

Sun 8/26/2018 11:55 AM

To: Public Comment <PublicComment@sandovalcountynm.gov>;

My compliments to the citizen group that obviously worked so long and hard and diligently to represent the concerns of the groups they represented and put together a comprehensive ordinance that allows for oil and gas drilling while protecting the health of the citizens of Sandoval County and the critical water supply. The citizen's draft ordinance that divides the county into geologic regions for oil and gas drilling is brilliantly constructed on sound scientific knowledge and is an excellent blueprint for incorporation into a final ordinance. Anything less would be criminal.

I urge the P & Z commission and the county commissioners to consider and give a vote of approval to the citizens' draft ordinances as the model(s) for a final oil and gas ordinance.

Dorothy Noe  
Placitas, NM



# Comment on P&Z Proposed Draft Gas and Oli Ordinance

Lilith Ren <lilith29ren@gmail.com>

Sun 8/26/2018 2:17 PM

To: Public Comment <PublicComment@sandovalcountynm.gov>;

Dear Commisioners and Members of the P&Z Committee:

I have been following this issue for two years now, read the recent report commissioned from New Mexico Tech, and I am beyond upset to see that Mr. Springfield and Commissioner Bloch have had the gall to ignore the fine work of the Citizen's Working Group, and fast track their ill-considered draft ordinance.

Mr. Bloch and I have talked more than once. He knows how I feel. I am glad my own County Commissioner, Dr. Holden-Rhodes, has a cooler head and listens to both the science and his constituency.

It is imperative to respect the input of all those whose air, water, road quality, and sacred lands will be effected by gas and oil exploration and drilling. Above all, do not allow "Permissive Use" permitting, any drilling that could possibly taint the Albuquerque aquifer, or make ill-controlled use of our scarce resource, water, in the drilling process.

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**Lilith Ren**  
**505-588-2132 (landline)**

“The ultimate test of a moral society is the kind of world that it leaves to its children.”

**Dietrich Bonhoeffer**

# Oil and Gas Ordinance

Lena Bennet <homeyogi@icloud.com>

Mon 8/27/2018 9:08 AM

To: Public Comment <PublicComment@sandovalcountynm.gov>;

I strongly support the CWG proposed ordinance for oil and gas in Sandoval county, to include public input and tribal input. I oppose any fast tracking of permissive use legislation. We need to have a system in place to adequately protect our land and water in Sandoval county.

Lena Bennet, LMSW

Ph. 505-218-7403

Fax. 505-796-5080

# Re: Comment of the Desal and Brine issues and the concealment of water modeling

Elaine Cimino <ecimino10@gmail.com>

Mon 8/27/2018 12:31 PM

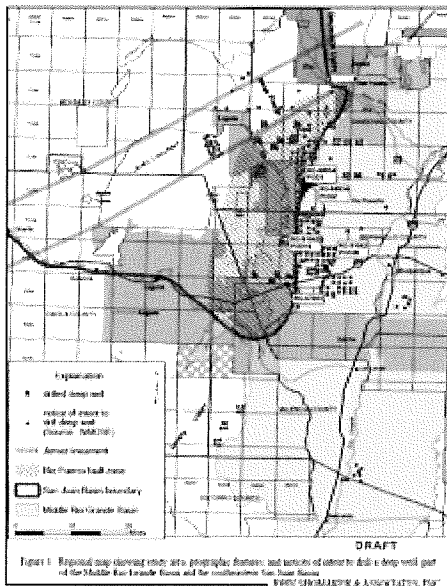
To: Public Comment <PublicComment@sandovalcountynm.gov>; P&ZComm <P&ZComm@sandovalcountynm.gov>; James Holden-Rhodes (external) <reconman@swcp.com>; Dave Heil <dheil@sandovalcountynm.gov>; Jay Block <jblock@sandovalcountynm.gov>; Kenneth Eichwald <keichwald@sandovalcountynm.gov>; Laura Montoya <lmontoya@sandovalcountynm.gov>; Eileen Garbagni <EGarbagni@sandovalcountynm.gov>;

This is the

Third version evidently, my computer did not pick up the spell check corrections on the last submittals

please use this version

My computer has hacked twice in 6 months in last week of Dec 24 Dec - Jan 3 and two weeks ago, and it destroyed the startup disk and the computer is not performing adequately It shows the spell check completed without making changes. ARGH!



This is from the Interstate Stream Commission report that was concealed in the Sandoval County Case to District Court and the NM Supreme Court that shows the impacts to the Rio Grande on the Desalination Project.

Commissioners,

**Item 1** This commission must take into account the implications of *the Interstate stream commission ISC report by Shoemaker in 2009 and 2013 that was concealed from the Sandoval County district court Case and NM Supreme Court(s) and even to the Legislature when they passed the brine preemption of no beneficial use drilling over depth of 2500ft.* they did this despite knowing what the report said, that there were direct impacts to the Rio Grande from pumping brine. IMH financial Corp now has 47,000 AFY to pump as much water as Lake Heron.

These impacts appear to compromise the Rio Grande Compact and the ability to access water withdrawal in the State that has a direct impact on the groundwater drinking supply of the Upper Middle Rio Grande region. Vice a Versa Fracking or drilling (especially with brine) would impact and

destroy the drinking water supply for the region. See the map above that shows the impacts of the ISC report. ( More on brine impacts to the aquifer as we proceed)

The employees involved should be sanctioned, Mike Springfield and Diane Maes, they have the institutional knowledge and email shows they were knowledgeable and promoting this project through economic development , as well , being careful not to include the only water modeling report to be financed in the state.

Mike Springfield celebrated the win on the approval in the Legislature with MR George King in an Email, as without it would have been impossible to develop out this project without this legislation.

There was no record of the settlement agreement filed with County Clerk and no financial report or fiscal impact report to or from the County Treasurers office, with \$6M of taxpayer money being spent on Desalination Pilot plant. And 47,000 afy In pumping rights? (of a finite source). The raw brine can be used for fracking without polishing according to the OCD Santa Fe and Aztec Offices.

The county is supposed to receive payment for the \$6m dollars in December and will able to sell 4,000 afy for industrial use. They are partners in the potential Exploitation of Resources that was concealed to the Courts and the Legislature based on Illegal behavior by the County Staff and the partners in the zeal for economic development.

The asset is being litigated heavily in Arizona on the valued \$1B asset. Sandoval County is nowhere to be found. They should intervene.

In order to protect the public health and safety of the people and environment of the region the brine desal directly impacts the oil and gas ordinance, the ISC report that was concealed would need to go back to district court for a decision on the new evidence to be referred to the NM Supreme Court. These water resources were stolen away from the state of NM, and the spoiled cases and concealment impact the Rio Grande Compact. We need an audit on the \$6M -\$10M the Citizens of Sandoval County Deserve a Financial and Ethics Audit since there was no official documentation to the County Clerks office or any fiscal impact reports on the project that can now be used as a potential water source for fracking.

We will put this all into the record. Commissioner Eichwald's brother was the judge in the matter I believe. And all is in the discovery documentation that we received in an IPRA Documents request that included an email of George King and Mike Springfield celebrating the passage of legislation that preempted drilling brine. It was all part of the discovery in the case, a well-documented matter of record, and now we have the missing piece of the puzzle of water hydrology studies and modeling previous said to not exist . There were two reports of the model that is now being expanded by the OSE.

There are serious implications and impacts all around. This commission should be aware of this report and we have filed a complaint against the County and people involved in this case, with the Office of the Attorney General.

**Item 2.** Sandoval County voted on an **unadvertised list for ICIP funds for roads, bonds** and then they added new items, not on their revised working list. The list should have been made public as it includes new highways funds to develop for fracking truck traffic and the Paseo Del Vulcan #ABQ by-pass, which topped the list. The county residents should of had more of a say to bring forward the projects they need in their respective districts. This is important information as you consider the oil and gas ordinance moving forward.

**Item 3.** We still hold multiple OMA Violations and Ipra Violation by the County on this case and the further violations of the lack of transparency in this issue are being documented. There are a pattern and practice of operating including the lack of public comment and participation by the County. These public comments put on the Website have never been included in the official comments of the Case; not in the Sandridge case nor in the Stoddard Ordinance Fiasco. We believe that is is also a violation of administrative law to direct the public to comment at this URL and then have no legal obligation to consider them. **See attached report**

**Ms Elaine Cimino**  
**505 604-9772**



**3** email(s) from this resident were received. Only one email was included in this packet as all messages were identical. In addition, the emails were all sent from the same email address.

# Protect Sandoval County from Oil & Gas!

joemunley6@gmail.com@mg.gospringboard.io on behalf of  
Eugene Munley <joemunley6@gmail.com>

Mon 8/27/2018 3:48 PM

To: Public Comment <PublicComment@sandovalcountynm.gov>;

Dear ,

An assessment by New Mexico Tech concludes that new oil and gas development could put the drinking water of nearly a million people at risk, and divides our communities into zoning districts for destructive fossil fuel projects. We must protect residents from oil and gas activity and preserve a clean environment. We should be working on developing clean energy alternatives, NOT more fossil fuels.

We will not tolerate zoning the county to make less densely populated areas the targets for these negative impacts. We urge you to move toward a just transition to renewable energy that will create environmentally sustainable and culturally appropriate economic development. We can bring jobs through some of the fastest growing sectors such as wind and solar. We're not willing to risk our precious little water for an industry that is on its way out.

It is outrageous that the Commission would even consider giving preferential treatment to wealthier, more populated areas via a new oil and gas ordinance. The potential for negative impacts on any citizens' health or drinking water, no matter the population size or density, is unacceptable. Please oppose putting any of the county's lands, aquifers, air or people at risk of contamination!

Sincerely,

Eugene Munley  
11013 Elvin Ave. NE  
Albuquerque NM, 87112-3229

# Oil and Gas Ordinance Comment

soozinm15@gmail.com

Mon 8/27/2018 4:47 PM

To: Public Comment <PublicComment@sandovalcountynm.gov>;

To the Sandoval Planning and Zoning Commission:

Sandoval County has been considering a needed Oil and Gas Ordinance for quite some time. In March of this year, the Sandoval County Commission appointed the Citizen's Working Group to draft an Oil and Gas ordinance and include maximum public participation. Indeed, this group comprised of people with significant knowledge of extraction practices as well as many concerned citizens, has produced two very well thought out, reasonable and protective Ordinance drafts. It appears that neither of these drafts has any backing of the Planning and Zoning Commission. Instead, the Block Ordinance, just a redo of the Stoddard Ordinance (a wholly inadequate ordinance), is being promoted. How can that be? How can something so precious as our water and air quality, among other considerations, be held in so little regard by the Planning and Zoning Commission? In addition, without a strong Ordinance, the Oil and Gas companies coming here to drill from out-of-state have no economic incentive to provide safeguards themselves and may not even have financial solvency. The citizens of Sandoval County will be left to spend money to clean up any issues if indeed an accident should happen.

We need to protect our enchanted and healthy environment. I ask that the Commission consider one of the Citizen's Working Groups ordinances or a combination of the two and kill the Block Ordinance. PLEASE!!!

Sincerely,

Suzanne Eiseman

154 Camino Rayo del Sol

Corrales, NM 87048

# Oil and gas ordinance Sandoval County

Rudi Verstraelen <rcjverstraelen@hotmail.com>

Mon 8/27/2018 5:26 PM

To:Public Comment <PublicComment@sandovalcountynm.gov>;

Dear ,

As a Citizen of Sandoval County I want to voice my concerns regarding the proposed ordinance for gas and oil development in Sandoval County.

The assessment made by New Mexico Tech shows serious concerns about the endangerment of our drinking water sources and general health by the development of oil and gas resources such as fracking.

There needs to be a strong ordinance to protect our natural resources and to further the development of CLEAN energy without the risk of severe negative effects on our environment and health such as been proven to be the case in other parts of the country. Ground water contamination and increased earthquake risks are just a few examples of uncontrolled/regulated oil and gas development.

We need any ordinance to be fully supported by the PUBLIC and not just the oil and gas interests.

Full transparency and disclosure are needed to inform the public and I feel issues such as this need to be brought up for vote from the population.

I urge you to oppose putting any of the county's lands, aquifers, air or people at risk of contamination.

Sincerely,

R.Verstraelen

PO BOX 895

Corrales NM 87048

# Madden's comment on draft Sandoval County O&G Ordinance

Michael Madden <mikemadden52@gmail.com>

Mon 8/27/2018 5:57 PM

To: Public Comment <PublicComment@sandovalcountynm.gov>; Jay Block <jblock@sandovalcountynm.gov>; Kenneth Eichwald <keichwald@sandovalcountynm.gov>; Dave Heil <dheil@sandovalcountynm.gov>; Don Chapman <dchapman@sandovalcountynm.gov>; James Holden-Rhodes <jholden-rhodes@sandovalcountynm.gov>;

County Commissioners:

You collectively agreed that a CWG shall be formed, comprised of non-industry experts, for the purpose of creating a draft ordinance which would make sense and protect the public interest. The CWG has done so, and submitted their draft. It was written by the people, for the people. It should not be ignored.

The Stoddard draft was written for the benefit of O&G industry, not for the people. The Block draft is an improvement, but not by much.

As a resident of the County, I favor the implementation of the CWG draft O&G Ordinance.

Mike Madden  
30 Stagecoach Trail  
Sandia Park, NM 87047



# Oil, gas, fracking or drilling

jesus ontiveros <shinedown79@hotmail.com>

Mon 8/27/2018 10:12 PM

To: Public Comment <PublicComment@sandovalcountynm.gov>;

I have been following this issue, and just when it seems like it's put down for good, (because no one in Sandoval County wants it), it pops up again and we go through another study. Again, weak regulations that are mere disguises, are put forth. Please STOP any new industry that requires massive WATER use. Fracking is a filthy process. Chemicals are intellectual property and will not be released to the public who live nearby. Of course, no one gives a damn about the wildlife affected. Can't we just once do the right thing and forego the greed that is driving this industry; an industry that will have no consequences for their inevitable contamination.

Sandra Elliott

Resident and voter in Rio Rancho

Sent from my iPad

# Oil and gas ordinance

Laura Wall <adobewall@comcast.net>

Tue 8/28/2018 7:48 AM

To: Public Comment <PublicComment@sandovalcountynm.gov>;

I am a new resident of Sandoval County. For the upcoming vote on oil and gas ordinances, I urge all county commissioners to consider the **Science Ordinance from the Citizen's working group**. From my understanding, this ordinance provides a requirement for PUBLIC COMMENT prior to oil and gas companies drilling on lands near our homes, or even possibly near sacred land. Oil and gas companies should not be allowed to access these drilling areas willy-nilly without oversight from the public who is affected by the drilling.

Please **do not vote** in support of the Block ordinance which is similar to the previous Stoddard ordinance. It is weak on requirements for public comment / input. Giving oil and gas companies free reign to drill and damage the water supply which supports so many of us is inexcusable.

Sincerely,

Laura Wall  
13 Via Entrada  
Sandia Park NM 87-47  
505-573-8580

# Public Comment submission

Roy Greenfield <roygreenfield@centurylink.net>

Wed 8/29/2018 7:33 AM

To: Public Comment <PublicComment@sandovalcountynm.gov>;

## **Oil, Gas & Water Topic**

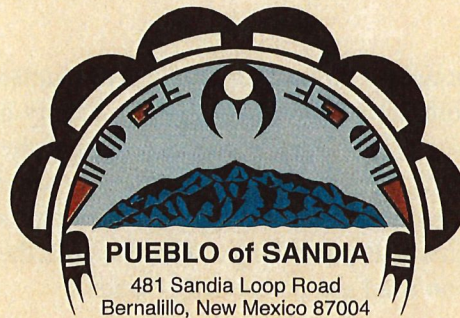
Some may be completely comfortable with a fracking operation in a county that relies on aquifer water. Others are not.

Water is obviously an essential commodity and disaster follows if it's contaminated. With no water supply the area would become a ghost town and our houses wouldn't sell for a dollar. So I believe maximum caution should prevail, not trust in driller assurances.

Roy Greenfield  
6117 Vaughn Dr NE  
Rio Rancho, NM 87144

James Richard Bernal  
Governor

Scott Paisano  
Lt. Governor



(505) 867-3317  
Fax (505) 867-9235  
www.sandiapueblo.nsn.us

August 28, 2018

Sandoval County Board of County Commissioners  
1500 Idalia Road, Building D  
Bernalillo, New Mexico 87004

**Re: Comments on P&Z Process for Oil and Gas Ordinance**

Dear Chairman Heil and Commissioners,

The County Commission has directed you to draft an ordinance that allows for the preservation and protection of drinking water aquifers, groundwater, and surface water. During your last meeting, Mr. Springfield recommended that you set aside both draft ordinances offered by the CWG and instead to focus on a draft ordinance offered by Commissioner Block.

Mr. Springfield deemed both CWG ordinances to be “unworkable” and repeated his desire that any ordinance be easy to administer. Wouldn’t you be able to afford more staff, since the County would be taking in more severance taxes? Should the ease of administration overshadow protecting the county’s most valuable resources?

There was no discussion on individual items as identified in the first meeting. Yet you accepted Mr. Springfield’s recommendation, avoiding the directive of the County Commissioners. We object to the process you have taken and expect more from our appointed decision-makers.

We question the **risk/reward ratio for promoting extractive industries** because our natural resources and our cultural resources are priceless and irreplaceable. We as Pueblo people have a responsibility to be stewards of those precious resources for generations yet to come.

The Pueblo opposes fracking as it competes for local water supplies. According to 2016 OCD data, more than 28 million cubic feet of water was used for fracking in 2015. How is the county going to monitor this activity? Activity which has the potential to not only contaminate our water supplies, but eliminate water for our agricultural and rural communities.

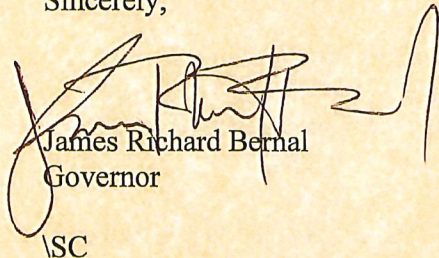
Despite blanket statements by certain members of this commission that what it decides does not “apply” to tribal lands, **horizontal drilling and fracking affects tribal communities**. Pollution of an aquifer does not stop simply because a contamination plume reaches Indian lands.

There are 12 pueblos and tribes within this county, comprising upwards of 50% of the county's land base. The new "baseline ordinance" proposes that the county provide "notification" to tribes within 3 miles of a proposed site. Once notice is received, the tribe has 30 days to review and comment. There is no setback for tribal lands or culturally sensitive areas – just a requirement that the County give notice. The Pueblo has asked for a setback from its boundaries and the river. Our position on this will not change. We also note there is no requirement for intergovernmental agreements on road use across tribal lands.

The baseline ordinance fails to provide any process for inter-governmental coordination on such issues as emergency response, compliance with tribal WQS, or protection of cultural sites. In fact, the permit may have already been granted by time the tribe receives the notice and files a comment.

Our history as neighbors has been one that has been largely based on our ability to communicate with one another and to respect our shared goals. The Pueblos are very familiar with the five basic tenets of New Mexico water law – the first being that **all the water in the state belongs to the public**. Where the appointed officials of the P&Z Commission fail to fulfill their mandate, as given by the Board of County Commissioners, we believe the matter should be put to a public referendum.

Sincerely,



James Richard Bernal  
Governor

\SC

Cc: Steffani Cochran, Pueblo of Sandia General Counsel (via e-mail)  
File

# Protect Sandoval County from Oil & Gas!

ericajacknin@gmail.com@mg.gospringboard.io on behalf of  
erica jacknin <ericajacknin@gmail.com>

Wed 8/29/2018 9:07 PM

To: Public Comment <PublicComment@sandovalcountynm.gov>;

Dear ,

An assessment by New Mexico Tech concludes that new oil and gas development could put the drinking water of nearly a million people at risk, and divides our communities into zoning districts for destructive fossil fuel projects. We must protect residents from oil and gas activity and preserve a clean environment. We should be working on developing clean energy alternatives, NOT more fossil fuels.

We will not tolerate zoning the county to make less densely populated areas the targets for these negative impacts. We urge you to move toward a just transition to renewable energy that will create environmentally sustainable and culturally appropriate economic development. We can bring jobs through some of the fastest growing sectors such as wind and solar. We're not willing to risk our precious little water for an industry that is on its way out.

It is outrageous that the Commission would even consider giving preferential treatment to wealthier, more populated areas via a new oil and gas ordinance. The potential for negative impacts on any citizens' health or drinking water, no matter the population size or density, is unacceptable. Please oppose putting any of the county's lands, aquifers, air or people at risk of contamination!

Sincerely,

erica jacknin  
100 sherlock court  
corrales NM, 87048-6915



2 email(s) from this resident were received. Only one email was included in this packet as all messages were identical. In addition, the emails were all sent from the same email address and noted the same resident mailing address.

# Protect Sandoval County from Oil & Gas!

bdurner@msn.com@mg.gospringboard.io on behalf of Barbara Durner <bdurner@msn.com>

Thu 8/30/2018 9:35 AM

To: Public Comment <PublicComment@sandovalcountynm.gov>;

Dear ,

An assessment by New Mexico Tech concludes that new oil and gas development could put the drinking water of nearly a million people at risk, and divides our communities into zoning districts for destructive fossil fuel projects. We must protect residents from oil and gas activity and preserve a clean environment. We should be working on developing clean energy alternatives, NOT more fossil fuels.

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Sincerely,

Barbara Durner  
6346 Roadrunner Loop NE  
Rio Rancho NM, 87144-5150