



PUBLIC HEARING AGENDA ITEM

DATE OF PUBLIC HEARING: October 11, 2016
SUBJECT: Intergovernmental Agreement between the Board of County Commissioners of Adams County and the Colorado Oil and Gas Conservation Commission
FROM: Norman Wright, Director
AGENCY/DEPARTMENT: Community & Economic Development Department
HEARD AT STUDY SESSION ON: August 16, 2016
AUTHORIZATION TO MOVE FORWARD: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
RECOMMENDED ACTION: That the Board of County Commissioners Approve the Intergovernmental Agreement between the Board of County Commissioners of Adams County and the Colorado Oil and Gas Conservation Commission

BACKGROUND:

On March 22, 2016, the Adams County Board of County Commissioners approved amendments to the Adams County Development Standards and Regulations related to oil and gas development. These regulations now provide a site-specific review process for all new wells proposed by an operator holding a Memorandum of Understanding (MOU) with Adams County. At the same time, the Board of County Commissioners approved the creation of two new full-time positions to provide additional staff resources focused on issues of oil and gas development in the unincorporated areas of the County. The first of these new positions is an Oil & Gas Liaison, who provides public outreach services and administers the permitting of oil and gas. The second position, which has not yet been filled, is an Oil & Gas Inspector who will serve to supplement the state oil and gas inspection program, as well as provide oversight of our local county oil and gas regulations.

Over the past several months, county staff and Colorado Oil and Gas Conservation Commission (COGCC) staff have met on several occasions to discuss and draft a proposed Intergovernmental Agreement (IGA) between the county and the COGCC that outlines the framework for the local inspector position, which will be filled by an Adams County employee.

Under the IGA, the Adams County Inspector will be a full-time county employee charged with inspecting for compliance with the Oil and Gas Conservation Act, or any rule, regulation, or

order of the Commission. The local inspector will also have the authority to inspect for compliance with all county regulations, including conditions of county-issued land use permits.

The IGA states that the COGCC shall maintain its historic inspection protocol for unincorporated Adams County. The Adams County Inspector will supplement the COGCC's inspection protocol for unincorporated Adams County. The COGCC will retain its enforcement authority for all violations of the Oil and Gas Conservation Act, or of any rule, regulation, or order of the Commission, or of any permit issued by the Director. The local inspector will coordinate with the COGCC in instances where there is reasonable cause to believe that a violation of the Oil and Gas Conservation Act has occurred.

If the BOCC chooses to approve the IGA in the public hearing on October 11, 2016, the COGCC will consider it at its October 24-25, 2016 hearings in Sterling, Colorado.

AGENCIES, DEPARTMENTS OR OTHER OFFICES INVOLVED:

County Attorney

ATTACHED DOCUMENTS:

Resolution

Intergovernmental Agreement between the Board of County Commissioners of Adams County and the Colorado Oil and Gas Conservation Commission

FISCAL IMPACT:

Please check if there is no fiscal impact ☒. If there is fiscal impact, please fully complete the section below.

Fund:**Cost Center:**

	Object Account	Subledger	Amount
Current Budgeted Revenue:			
Additional Revenue not included in Current Budget:			
Total Revenues:			

	Object Account	Subledger	Amount
Current Budgeted Operating Expenditure:			
Add'l Operating Expenditure not included in Current Budget:			
Current Budgeted Capital Expenditure:			
Add'l Capital Expenditure not included in Current Budget:			
Total Expenditures:			

New FTEs requested: ☐ YES ☐ NO

Future Amendment Needed: ☐ YES ☐ NO

Additional Note: