

**BOROUGH OF PENNINGTON
RESOLUTION 2014 – 11.7**

**RESOLUTION OPPOSING PROPOSED PENN EAST PIPELINE PROJECT ON
PROPERTY OWNED AND/OR AFFECTING THE BOROUGH OF PENNINGTON,
MERCER COUNTY, NEW JERSEY**

WHEREAS, Penn East Pipeline Company, LLC plans to construct a 108 mile, 36-inch diameter Pipeline from Wilkes-Barre, Pennsylvania to Hopewell Township, New Jersey; and

WHEREAS, the Pipeline is planned to transport approximately one billion cubic feet of natural gas per day; and

WHEREAS, the Pipeline is planned to be operational on or about November 1, 2017; and

WHEREAS, Penn East is in the process of finalizing negotiations with potential customers, and therefore the final capacity and resulting pipe size and compression is subject to change; and

WHEREAS, on October 7, 2014, Penn East requested that the Federal Energy Regulatory Commission (“FERC”) initiate an environmental review under the National Environmental Policy Act (“NEPA”) pre-filing process; and

WHEREAS on October 10, 2014, the Director of the Office of Energy Projects for FERC approved the company’s use of the pre-filing review process; and

WHEREAS, FERC has selected Tectra Tech as the third-party contractor to prepare the National Environmental Policy Act documentation; and

WHEREAS, Penn East intends to file a formal application with FERC on or before July, 2015; and

WHEREAS, the pre-filing process and the formal application process both provide opportunities for public input and intervention; and

WHEREAS, on September 23, 2014, Penn East representatives made a public presentation to the Hopewell Township Committee and approximately 400 residents of Hopewell Township, Hopewell Borough and Pennington Borough to explain the nature of the project and its potential impact on the Hopewell Valley; and

WHEREAS, the proposed route crosses property that is environmentally sensitive and is owned by Pennington Borough and purchased and maintained with the expenditure of public funds; and

WHEREAS, the proposed route crosses property that is within the “Well Head Protection Zone” designated by the New Jersey Department of Environmental Protection and will have a permanent deleterious impact on ground water that Pennington Borough residents depend upon for domestic consumption; and

WHEREAS, the proposed route crosses wetlands and stream corridors which are highly valued by residents, are essential to quality of life in Pennington Borough and are irreplaceable; and

WHEREAS, the proposed Pipeline project will cause further damage to Pennington Borough residents by raising health and safety concerns, lowering property values, and negatively affecting the public health, safety and welfare; and

WHEREAS, damage to Pennington Borough residents caused by the proposed Pipeline, if constructed, will be permanent and irreparable;

NOW, THEREFORE, BE IT RESOLVED by the Pennington Borough Council of the Borough of Pennington, Mercer County, New Jersey that the governing body opposes the Penn East Pipeline project; and

BE IT FUTHER RESOLVED that the Mayor and Borough Administrator are hereby authorized to take such actions as they deem necessary to participate and intervene in the regulatory process to protect the interests of the Borough and its residents; and

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded to Governor Chris Christie, U.S. Senator Shirley K. Turner, Assemblywoman Bonnie Watson Coleman, Assemblyman Reed Gusciora, affected municipalities in Luzerne, Carbon, Northhampton and Bucks Counties in Pennsylvania and Hunterdon and Mercer Counties in New Jersey and the New Jersey State League of Municipalities.

Record of Council Vote on Passage

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Davy	X				Lawver	S			
Gnatt	M				Marciante	X			
Griffiths	X				Tucker	X			

This is to certify that the foregoing is a true copy of a Resolution adopted by the Borough Council of the Borough of Pennington at a meeting on November 3, 2014.

Elizabeth Sterling, Borough Clerk