

TOWN OF BERTHOUD
RESOLUTION NO. 2022-04

**A RESOLUTION EXTENDING A TEMPORARY ADMINISTRATIVE
SUSPENSION OF CONSIDERATION OF OIL AND GAS PERMIT
APPLICATIONS**

WHEREAS, the Town Board of Trustees of the Town of Berthoud (the "Town") pursuant to C.R.S. 31-15-103, has the power to pass resolutions; and

WHEREAS, on April, 3rd, 2019, the Colorado General Assembly passed sweeping oil and gas legislation in the form of Senate Bill 181 that fundamentally shifted regulatory responsibility and authority in the State of Colorado, and whereas said legislation specifically authorizes increased local control in the area of oil and gas regulation; and

WHEREAS, Senate Bill 181 imposes a moratorium on the issuance of drilling permits by the Colorado Oil and Gas Commission ("COGCC") until the COGCC board can be reformed as required by Senate Bill 181; and

WHEREAS, on December 14, 2021 the Town Board of Trustees passed a Resolution suspending processing of new oil and gas permit applications for 180 days or until new Regulations were developed and approved by the Town. Since that time Town staff, in conjunction with other municipalities, has continued to develop draft oil and gas regulations (the "Draft Regulations") to be considered by the Town in light of new Regulations from the COGCC but has not completed such regulations; and

WHEREAS, no permit applications have been submitted to the Town, and in light of the absence of any activity the Town Board of Trustees deems it prudent to continue its suspension of consideration of new Oil and Gas permits for an additional reasonable period of time to allow staff to complete the Draft Regulations; and

WHEREAS, the Town Board of Trustees deems it beneficial to have additional time to assess the potential of regional cooperation and regionally consistent regulation;

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE
TOWN OF BERTHOUD, COLORADO AS FOLLOWS:**

180-Day Administrative Suspension:

The Town Board of Trustees hereby continues its administrative suspension of the consideration of new oil and gas permit applications for the shorter of 180 calendar days, or until the Town Board of Trustees adopts new oil and gas regulations.

INTRODUCED, MOVED, AND ADOPTED BY THE TOWN BOARD OF TRUSTEES OF
THE TOWN OF BERTHOUD, ON May 24, 2022

ATTEST:

Christian Samora, Town Clerk

