

DENALI BOROUGH, ALASKA  
ORDINANCE NO. 08-07

INTRODUCED BY: Assembly Member David Evans

AN ORDINANCE AMENDING THE DENALI BOROUGH CODE OF ORDINANCES CHAPTER 9.25  
TITLED, GAS EXPLORATION AND DEVELOPMENT REGULATIONS.

BE IT ENACTED by the Assembly of the Denali Borough, Alaska that:

Section 1. Classification. This ordinance is of a general and permanent nature.

Section 2. Purpose. The purpose of this ordinance is to amend the Denali Borough Code of Ordinances adding Chapter 9.25.010 as follows:

CHAPTER 9.25

GAS EXPLORATION AND DEVELOPMENT

Sections:

**9.25.010 General provisions.**

**[A.) Prohibited Areas:**

1. Gas exploration and development facilities shall not be located within the areas of the following townships that lie west of the Parks Highway:  
Township F009S009W  
Township F010S008W  
Township F011S008W  
Township F012S007W  
Township F012S008W  
Township F012S009W]

**[B.] A) Setbacks:**

1. The operator will construct drill pads at least 500 feet and compressor stations at least 1,500 feet from any recorded private property line.
2. A variance may be granted from the setback requirement if the operator obtains written consent of the land owner/owners with the adjoining property line and has obtained approval from the Denali Borough Assembly following at least one public hearing.

**[C.) Surface use agreement:**

1. Each operator with gas exploration and development facilities in the borough is required to enter into a written surface use agreement with all property owners

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where gas exploration and development is located. Property owners may not be compelled to enter such agreements. The terms of a surface use agreement may be determined by the parties as long as they are not inconsistent with restrictions otherwise placed on operators by borough code.]

[C.) Regulations:

1. All federal and state regulations apply.]

Section 3. Effective Date. This ordinance becomes effective upon adoption of the Denali Borough Assembly, and signature of the Mayor.

DATE INTRODUCED: FEBRUARY 13, 2008

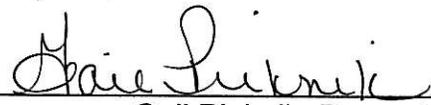
FIRST READING: MARCH 12, 2008

PUBLIC HEARING: MARCH 12, 2008

PASSED and APPROVED by the DENALI BOROUGH ASSEMBLY this 14<sup>TH</sup> day of MAY, 2008.

  
\_\_\_\_\_  
Mayor David M Talerico

ATTEST:

  
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Gail Pieknik, Borough Clerk

Ayes: EVANS, BULARD, HOCKIN, MERCER, HOLMES  
Noes: WINKLMANN, WALKER  
Abstain: USIBELLI

