



**Gas Well Inspection Report
1st Quarter 2016**

**Atlas
Barnett**

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INTRODUCTION

Purpose:

The exploration, development, and production of gas in the City of Arlington are activities which necessitate reasonable regulation to ensure that all property owners, mineral and otherwise, have the right to peacefully enjoy their property and its benefits and revenues. During the 1st Quarter of 2016, the Community Development and Planning Department (CD&P) and the Arlington Fire Department (AFD) of the City of Arlington conducted inspections of Gas Well pad sites within the city limits to ensure compliance with the following: The City of Arlington Gas Drilling and Production Ordinance, the Fire Prevention Ordinance and provide gas well permittees notice of violations on gas well pad sites.

Authority:

In accordance with City of Arlington “Gas Drilling and Production” Ordinance, Section 3.01 of the Inspector of the Ordinance, the City Manager shall designate officials who shall enforce the provisions of the Ordinance. The Inspector shall have the authority to enter and inspect any premises covered by the provisions of the Ordinance to determine compliance with the provisions of the Ordinance and all applicable laws, rules, regulations, standards or directives of the State. The Inspector shall have the authority to issue any orders or directives required to carry out the intent and purpose of the Ordinance and its particular provisions. Failure of any person to comply with any such order or directive shall constitute a violation of the Ordinance. In accordance with the City of Arlington “Fire Prevention” Ordinance, Section 1.03, FC 104.3 Right of Entry whenever necessary to make an inspection to enforce any of the provisions of the Fire Code.

Inspectors:

Jessica Minley Gas Well Specialist (CD&P)

Jay White – Fire Prevention Specialist (AFD)

Collin Gregory – Gas Well Coordinator (CD&P)

Maria Carbajal – Gas Well Coordinator (CD&P)

NOTICE OF VIOLATION LETTER

During the dates in the reports listed below, the Gas Well Specialist and the Fire Prevention Specialist of the City of Arlington conducted compliance inspections to identify and inform Atlas Barnett (Atlas) of violations on Gas Well pad sites within the City of Arlington. Each Atlas site was inspected and violations documented in the reports attached.

Section 10.01 and IFC 109.3 Penalty

- A. *It shall be unlawful and an offense for any person to do the following:*
1. *Engage in any activity not permitted by the terms of a Gas Well Permit issued under this Chapter; or the Fire Prevention Chapter.*
 2. *Fail to comply with any condition set forth in a Gas Well Permit issued under this Chapter or the Fire Prevention Chapter*
- B. *A person who violates any provision of these Chapters by performing an act prohibited or by failing to perform an act required is guilty of a misdemeanor; each day the violation continues shall be a separate offense.*
1. *If the definition of an offense under this Chapter does not prescribe a culpable mental state, then a culpable mental state is not required. Such offense shall be punishable by a fine not to exceed Five Hundred Dollars and No Cents (\$500.00). Although not required, if a culpable mental state is in fact alleged in the charge of the offense and the offense governs fire safety, zoning, or public health and sanitation, including dumping of refuse, such offense shall be punishable by a fine not to exceed Two Thousand Dollars and No Cents (\$2,000.00).*
 3. *If the definition of an offense under these Chapters prescribes a culpable mental state and the offense governs fire safety, zoning, or public health and sanitation, including dumping of refuse, then a culpable mental state is required and the offense shall be punishable by a fine not to exceed Two Thousand Dollars and No Cents (\$2,000.00). (Amended "Gas Drilling and Production" Ord 10-012, 1/12/10) (Amended "Fire Prevention" Ord 12-021, 4/24/2012)*

Atlas Barnett is hereby required, per section 5.06 (A) and (B) of the "Gas Drilling and Production" Ordinance and IFC 109.3 of the "Fire Prevention" Ordinance, to correct any noted violations on each corresponding pad site report. Failure to comply with the following stated instructions, and/ or failure to comply with the following stated instructions in the future will result in penalties or fines in accordance with the Ordinances.

PAD SITE INSPECTION REPORTS

CONTACT INFORMATION

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