

**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, Northampton 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**

<b>COUNCILMAN</b>	<b>AYE</b>	<b>NAY</b>	<b>N.V.</b>	<b>A.B.</b>	<b>COUNCILMAN</b>	<b>AYE</b>	<b>NAY</b>	<b>N.V.</b>	<b>A.B.</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.

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Elizabeth Sterling, Borough Clerk