



Legislation Details (With Text)

File #: 13-0190 **Version:** 0 **Name:** Wastewater from Hydraulic Fracturing
Type: Ordinance **Status:** Enacted
File created: 1/28/2013 **In control:** City Council
On agenda: **Final action:** 4/11/2013
Enactment date: **Enactment #:** 13-113

Title: Wastewater from Hydraulic Fracturing

FOR the purpose of prohibiting the storage, treatment, discharge, or disposal of backflow or other wastewater resulting from hydrauling fracturing; defining certain terms; and imposing certain penalties.

Sponsors: James B. Kraft, Bill Henry, William "Pete" Welch, Edward Reisinger, Mary Pat Clarke, Sharon Green Middleton, Nick Mosby, Robert Curran, Helen L. Holton

Indexes: Fracturing, Hydraulic Fracturing, Wastewater

Code sections:

Attachments: 1. 13-0190 - 1st Reader.pdf, 2. Law - 13-0190.pdf, 3. Finance - 13-0190.pdf, 4. DPW - 13-0190.pdf, 5. Health - 13-0190.pdf, 6. Sustainability - 13-0190.pdf, 7. 13-0190 - 3rd Reader.pdf

Date	Ver.	Action By	Action	Result
4/11/2013	0	Mayor	Signed by Mayor	
3/18/2013	0	City Council	Approved and Sent to the Mayor	
3/11/2013	0	Judiciary and Legislative Investigations	Recommended Favorably with Amendment	
3/11/2013	0	City Council	Advanced to 3rd Rdr., Adopted Comm. Report	
3/4/2013	0	Judiciary and Legislative Investigations	Scheduled for a Public Hearing	
1/31/2013	0	The City Council	Referred for a Report	
1/31/2013	0	The City Council	Referred for a Report	
1/31/2013	0	The City Council	Referred for a Report	
1/31/2013	0	The City Council	Referred for a Report	
1/31/2013	0	The City Council	Referred for a Report	
1/28/2013	0	City Council	Assigned	
1/28/2013	0	City Council	Introduced	

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.

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THE OFFICIAL COPY CONSIDERED BY THE CITY COUNCIL IS THE FIRST READER COPY.
INTRODUCTORY*

CITY OF BALTIMORE
COUNCIL BILL

Introduced by: Councilmember Kraft

A BILL ENTITLED

AN ORDINANCE concerning
Wastewater from Hydraulic Fracturing

FOR the purpose of prohibiting the storage, treatment, discharge, or disposal of backflow or other wastewater resulting from hydrauling fracturing; defining certain terms; and imposing certain penalties.

BY adding

Article - Health

Section(s) 7-501 to 7-503, to be under the new subtitle designation,

“Subtitle 5. Wastewater from Hydraulic Fracturing

Baltimore City Revised Code

(Edition 2000)

SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That the Laws of Baltimore City read as follows:

Baltimore City Revised Code

Article - Health

Title 7. Waste Control

SUBTITLE 5. WASTEWATER FROM HYDRAULIC FRACTURING

§ 7-501. DEFINITIONS.

(A) IN GENERAL.

IN THIS SUBTITLE, THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

(B) FLOW BACK.

“FLOW BACK” MEANS THE FRACTURING FLUIDS THAT RETURN TO THE SURFACE AFTER A HYDRAULIC FRACTURE IS COMPLETED.

(C) HYDRAULIC FRACTURING.

“HYDRAULIC FRACTURING” MEANS THE DRILLING TECHNIQUE (ALSO KNOWN COLLOQUIALLY AS “FRACKING”, “HYDROFRACKING”, OR “HYDEOFRACTURING”) OF EXPANDING OR CREATING E FRACTURES IN ROCK BY INJECTING FLUIDS, OFTEN A MIXTURE OF WATER AND CHEMICALS, SAND, OR OTHER SUBSTANCES, AND OFTEN UNDER PRESSURE, INTO OR UNDERNEATH THE SURFACE OF THE ROCK FOR VARIOUS PURPOSES, INCLUDING WELL DRILLING AND NATURAL GAS EXPLORATION AND PRODUCTION.

§ 7-502. STORING, TREATING, DISPOSING, ETC., WASTEWATER PROHIBITED.

NO PERSON MAY STORE, TREAT, DISCHARGE, OR DISPOSE OF IN THE CITY ANY BACK FLOW OR OTHER WASTEWATER RESULTING FROM HYDRAULIC FRACTURING.

§ 7-503. PENALTIES: \$1,000 AND 90 DAYS.

(A) IN GENERAL.

ANY PERSON WHO VIOLATES ANY PROVISION OF THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND, ON CONVICTION, IS SUBJECT TO A FINE OF NOT MORE THAN \$1,000, IMPRISONMENT FOR NOT MORE THAN 90 DAYS, OR BOTH FINE AND IMPRISONMENT FOR EACH OFFENSE.

(B) EACH DAY A SEPARATE OFFENSE.

EACH DAY THAT A VIOLATION CONTINUES IS A SEPARATE OFFENSE.

SECTION 2. AND BE IT FURTHER ORDAINED, That the catchlines contained in this Ordinance are not law and may not be considered to have been enacted as a part of this or any prior Ordinance.

SECTION 3. AND BE IT FURTHER ORDAINED, That this Ordinance takes effect on the 30th day after the date it is enacted.

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He/FrackingWastewater/aa:me

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