



Legislation Details (With Text)

File #: Res. 2019-47R **Version:** 1 **Name:**

Type: Resolution **Status:** Individual Consideration

File created: 2/21/2019 **In control:** City Council

On agenda: 3/5/2019 **Final action:**

Title: Consider approval of Resolution 2019-47R, opposing the routing of the proposed Permian Highway Pipeline through Hays County; requesting immediate action from the State Legislature; and providing an effective date.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Resolution - Opposing Permian Highway Pipeline - March 5 2019 - Regular Meeting, 2. PHP_Presentation_SM

Date	Ver.	Action By	Action	Result
3/5/2019	1	City Council	approved	Pass

AGENDA CAPTION:

Consider approval of Resolution 2019-47R, opposing the routing of the proposed Permian Highway Pipeline through Hays County; requesting immediate action from the State Legislature; and providing an effective date.

Meeting date: March 5, 2019

Department: City Manager's Office

Amount & Source of Funding

Funds Required: N/A

Account Number: N/A

Funds Available: N/A

Account Name: N/A

Fiscal Note:

Prior Council Action: N/A

City Council Strategic Initiative: [Please select from the dropdown menu below]

N/A

Choose an item.

Choose an item.

Comprehensive Plan Element (s): [Please select the Plan element(s) and Goal # from dropdown menu]

below]

- ☐ Economic Development - Choose an item.
- ☒ Environment & Resource Protection - Public & Private Sector Partnership to Protect Water Quality & proper development in San Marcos and Blanco Rivers
- ☐ Land Use - Choose an item.
- ☐ Neighborhoods & Housing - Choose an item.
- ☐ Parks, Public Spaces & Facilities - Choose an item.
- ☐ Transportation - Choose an item.
- ☐ Not Applicable

Master Plan: *[Please select the corresponding Master Plan from the dropdown menu below (if applicable)]*

Choose an item.

Background Information:

Kinder Morgan and Exxon Mobil in partnership with EagleClaw Midstream Ventures ("Private Partnership") have begun the process of routing a 42-inch underground high pressure natural gas pipeline, known as the Permian Highway Pipeline ("PHP") from Cayanosa, Texas to Sheridan, Texas through the Texas Hill Country and Hays County.

The citizens of the City of San Marcos have expressed strong concerns and opposition to the presence of the PHP in Hays County due to its potential negative impacts to the environment, soil, air, development, water system, and land values.

The City of San Marcos opposes the PHP on behalf of the interests of its citizens and in recognition of the potential harm the PHP poses to its natural and economic resources.

The City of San Marcos requests immediate action by all members of both houses of the Texas Legislature to protect landowners, landowners' property rights and communities from the negative impact of PHP and other potential oil and gas pipelines by:

1. Creating a regulatory process for oil and gas pipeline routing that enables impacted landowners and communities to have a voice and to have the right to participate in a public, open, and transparent routing process much like the process for selecting the routing of electric transmission lines before the Public Utility Commission.
2. Requiring formal and thorough Environmental and Economic Impact Studies for all intra-state oil and gas pipelines, including the participation of governmental entities and affected landowners.
3. Requiring substantial governmental oversight over the power of eminent domain delegated to

private companies or rescinding the unlimited power of eminent domain delegated to private companies.

Council Committee, Board/Commission Action: N/A

Alternatives:

Recommendation: Approve as submitted.