

RESOLUTION OPPOSING THE PILGRIM PIPELINE

WHEREAS, Pilgrim Pipeline Company is proposing to build a bi-directional pipeline through the Town of Rosendale that would transport crude oil and refined petroleum products between Albany, New York and Linden, New Jersey; and

WHEREAS, the pipeline will carry oil from the Bakken Shale region of North Dakota extracted through a process of hydraulic fracturing, or “fracking,” which has been found to contaminate clean water resources, create toxic air emissions and radioactive waste, and release large quantities of methane gas into the atmosphere; and

WHEREAS, data collected by the Capline Pipeline in Louisiana, which tested crude from 86 locations worldwide, indicates that crude oil from Bakken Shale has a far higher vapor pressure than crude from dozens of other locations, making it much more likely to throw off combustible gases; and

WHEREAS, the U.S. Department of Transportation’s Pipeline and Hazardous Materials Safety Administration (PHMSA) issued a safety alert on January 2, 2014, to the general public, emergency first responders, and shippers and carriers regarding the particular flammability of Bakken crude oil; and

WHEREAS, the Pipeline will carry a large volume of Bakken crude oil through residential areas in the Town of Rosendale, which in the opinion of the Town Board will place residents in harm’s way should an explosion or spill occur; and

WHEREAS, according to PHMSA, pipeline operators reported 1,880 crude oil spills nationwide between 2003 and 2013, or nearly one spill every other day, resulting in 44,265,438 gallons of oil being spilled; and **WHEREAS**, 80 percent of these spills were the result of corrosion, equipment failure, incorrect operation or material and weld failures; and

WHEREAS, according to Public Employees for Environmental Responsibility, PHMSA only has 135 inspectors to oversee 2.6 million miles of pipeline, and only a fifth of that pipeline system has been inspected by PHMSA or its state partners since 2006; and

WHEREAS, any rupture or compromise of the Pipeline, even without an explosion or fire, could, in the opinion of the Town Board, require extraordinary cleanup efforts, force residents from their homes, and place a large number of residents in close proximity to hazardous materials; and

WHEREAS, most Rosendale residents depend on ground water and public community water systems for potable water supplies, the integrity and safety of which may, in the opinion of the Town Board, be jeopardized by the Pipeline, and **WHEREAS**, the Pilgrim Pipeline is proposed to be laid in areas containing aquifers particularly sensitive to contamination, including a karst aquifer, unconfined sand aquifer, and alluvial aquifer upon which residents depend for drinking water; and,

WHEREAS, in the opinion of the Town Board, the Pilgrim pipeline threatens important surface water resources, including the Rondout Creek, Wallkill River, streams and wetlands; and also puts in harm's way the integrity of Perrine's Bridge over the Wallkill River, the second oldest covered bridge in the State of New York and an invaluable historical resource of the Town;

WHEREAS, Section 75-9(A) of the Town Code of the Town of Rosendale prohibits use of land in the town for, among other things, the transfer of natural gas and/or petroleum; and

WHEREAS, in the opinion of the Town Board, we find that the proposed Pilgrim Pipeline potentially threatens the health, safety, and welfare of the community; could decrease the values of homes located along its route and in surrounding neighborhoods; and could negatively impact future development in the Town; and

WHEREAS, the Mid-Hudson Regional Sustainability Plan calls for becoming less energy and fossil fuel intensive while strengthening the regional economy, expanding renewable energy generation exponentially across the Region, and improving the resilience of the energy delivery system; and **WHEREAS**, construction of the Pilgrim Pipeline to support and expand markets for fossil fuels is directly contrary to these clean energy goals; and

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Rosendale:

- 1. Finds that Section 75-9 of the Town Code prohibits the transfer of natural gas or petroleum products through lands of the Town;
- 2. Calls upon the New York State Thruway Authority to reject use of its right-of-way for the purpose of transporting oil or gas by pipeline; an further calls upon the New York State Department of Transportation (DOT) to deny an exception to its Accommodation Plan for said purpose; and
- 3. Urges Governor Cuomo and the State Legislature to oppose construction of the Pilgrim Pipeline in New York State; and
- 4. Directs the Town Clerk to forward copies of this resolution to NYS Thruway Authority Chair Howard P. Milstein, NYS DOT Commissioner Joan McDonald, U.S. PHMSA Administrator Cynthia L. Quarterman, U.S. Senators Charles Schumer and Kirsten Gillibrand and U.S. Representative Chris Gibson, Governor Andrew Cuomo, N.Y. Assembly Member Kevin Cahill, N.Y. Senator John Bonacic, and NYS DEC Commission Joseph Martens.

VOTING MEMBERS:

- Councilman Hassett _____
- Councilwoman Metzger _____
- Councilman Pryslopsi _____
- Councilman Ryan _____

Supervisor Walsh
