Purpose.

To protect property, property values, public safety and welfare, and the environment by prohibiting the use of hydraulic fracturing to extract oil, gas, or other hydrocarbons within the City and County of Broomfield.

Findings.

- The people of Broomfield hereby make the following findings with respect to the process of hydraulic fracturing within the City and County of Broomfield: • The Colorado Constitution confers on all individuals in the state, including the citizens of Broomfield, certain inalienable rights, including "the right of enjoying and defending their lives and liberties; of acquiring, possessing and protecting property; and of seeking and obtaining their safety and happiness," Colorado
- Constitution Article II, § 3;
- •The Colorado Oil and Gas Act requires oil and gas resources to be extracted in a "manner consistent with protection of public health, safety, and welfare, including protection of the environment and wildlife resources," C.R.S. § 34-60-102;
- •The well stimulation process known as hydraulic fracturing is used to extract deposits of oil, gas, and other hydrocarbons through the underground injection of large quantities of water, gels, acids or gases; sands or other proppants; and chemical additives, many of which are known to be toxic;
- The people of Broomfield seek to protect themselves from the harms associated with hydraulic fracturing, including threats to public health and safety,
- property damage and diminished property values, poor air quality, destruction of landscape, and pollution of drinking and surface water; • The people of Broomfield have determined that the best way to safeguard our inalienable rights provided under the Colorado Constitution, and to ensure the

Act, is to prohibit hydraulic fracturing and the storage and disposal of its waste products within the City and County of Broomfield.

Policy. It shall hereby be the policy of the City and County of Broomfield that it is prohibited to use hydraulic fracturing to extract oil, gas or other hydrocarbons within the City and County of Broomfield. In addition, within the City and County of Broomfield, it is prohibited to store in open pits or dispose of solid or liquid wastes

"protection of public health, safety, and welfare, including protection of the environment and wildlife resources": as provided under the Colorado Oil and Gas

created in connection with the hydraulic fracturing process, including but not limited to flowback or produced wastewater and brine. This prohibition will expire after five years from the date of its implementation, unless it is extended by a majority vote by the people of Broomfield prior to

expiration.

Retroactive application.

In the event this measure is adopted by voters, its provisions shall apply retroactively as of the date the measure was found to have qualified for placement on the ballot.