



GARY L. REID, SUPERVISOR  
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## CLARK TOWNSHIP

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### RESOLUTION

**WHEREAS:** Pipeline 5, which began operation in 1953 and is now owned by Enbridge, has transported Alberta crude oil and natural gas liquids from Superior, Wisconsin through 18 Michigan counties, including Mackinac County, to refineries primarily in Sarnia, Ontario – a distance of 645 miles crossing numerous wetlands, 20 rivers, the Straits of Mackinac and the St. Clair River at Marysville, Michigan; and

**WHEREAS:** the State of Michigan and Enbridge are parties to an Easement Agreement requiring Enbridge to operate the pipeline in a reasonable and prudent manner and to guarantee payment of all damages and costs from its operation of said line; and

**WHEREAS:** the history of pipeline leaks shows that there is significant risk of severe damage and economic loss to government entities, individuals, business, and the environment, particularly in the Straits of Mackinac and the Eastern Upper Peninsula of Michigan; and

**WHEREAS:** Clark Township comprises two waterfront communities located within the Les Cheneaux Islands archipelago contiguous to the Straits of Mackinac whose economic livelihood and quality of life is intrinsically linked to our Great Lakes resource. Over 40% of its labor force is directly related to recreational activity derived from those waters and sensitive coastal wetlands which represents \$192 million dollars in taxable value which is threatened by the safety of Enbridge Line 5; and

**WHEREAS:** Michigan house bill 4540 is, without any basis, in fact given that such infrastructure is both visible and assessable to the public at large serving only to circumvent disclosure of relevant operational conditions or deficiencies related to the safety of critical energy infrastructure and thus denying the public's right to know, and;

**WHEREAS:** the Michigan Pipeline Safety Advisory Board has commissioned for the study of risks associated with Line 5 as recommended by the Michigan Pipeline Task Force, and;

**WHEREAS:** many of the related risks to be analyzed by such a review should have already been documented provided Enbridge is in compliance with (Federal) Public Law 112-90 adopted 1-3-2012 and known as the Pipeline Safety Regulatory Certainty and Job Creation Act of 2011, and;

**WHEREAS:** the responsibility for assuring compliance with Public Law 112-90 is vested with the Secretary of Transportation which prescribes reporting requirements related to emergency plans, safe management, and replacement of cast iron pipelines, leak detection, and maximum allowable operating pressure thresholds among other additional regulatory standards, and;

**WHEREAS:** the catastrophic economic impact to the Straits region has not been comprehensively investigated.

**NOW THEREFORE BE IT RESOLVED:** the Clark Township Board of Trustees requests that Governor Snyder utilize the State's authority by acting immediately to cause Line 5 to be restricted to natural gas liquids only until such time it can be verified by an independent panel as safe and further that the Attorney General petition the U.S. Secretary of Transportation for evidence and disclosure of Enbridge's compliance with those standards promulgated by Public Law 112-90. We further urge the Attorney General to petition the U.S. Environmental Protection Agency to conduct a thorough economic impact study.

**Motion by: Wellnitz and supported by Rutledge.**

**Ayes: Sherlund, Rutledge, Reid, Carpenter, Wellnitz**

Nays: None

Absent: None

Abstain: None

**I, Susan J. Rutledge, certify that this document is a true and correct copy of a resolution passed by the Clark Township Board of Trustees at their regular meeting held on March 21, 2016 at the Clark Township Hall, Cedarville, Michigan.**

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**Susan J. Rutledge**  
**Clark Township Clerk**