



**OIL & GAS WELL PERMIT APPLICATION  
CITY OF JOSHUA, TEXAS**

**DATE:** \_\_\_\_\_

**Operator/Applicant:** \_\_\_\_\_

**Phone:** \_\_\_\_\_

**Address:** \_\_\_\_\_

**Fax:** \_\_\_\_\_

**Contact Person:** \_\_\_\_\_

**Phone:** \_\_\_\_\_

**Address:** \_\_\_\_\_

**Fax:** \_\_\_\_\_

**Well Information:**

**Well Name and TRRC No.:** \_\_\_\_\_

**Location:** \_\_\_\_\_

**Parcel & Production Unit:** \_\_\_\_\_

**Geologic Information:** \_\_\_\_\_

**Subdivision:** \_\_\_\_\_

**Block:** \_\_\_\_\_ **Lot:** \_\_\_\_\_

**Abstract Name:** \_\_\_\_\_

**Abstract No:** \_\_\_\_\_

**Physical Address:** \_\_\_\_\_

**Zoning:** \_\_\_\_\_

Is there any dwelling or building used, or designed and intended to be used, for human occupancy located within six hundred feet (600) of the proposed well bore?

☐ Yes ☐ No

If the wellhead is located within a previously platted residential subdivision, do any of the lots within the subdivision have structures located on them?

☐ Yes ☐ No

☐ Not in a platted subdivision

***\* Please submit three (3) complete application packages.***

**City of Joshua  
Oil & Gas Well Drilling Permit Checklist**

<u>Applicant</u>	<u>City</u>	
<input type="checkbox"/>	<input type="checkbox"/>	1) A letter to City Manager requesting a public hearing to obtain a Gas Well Permit from City Council or copy of written notarized waivers from the Protected Uses within six hundred (600') feet of the proposed well and evidence of filing of each waiver in the applicable county deed records, or if there are no Protected Uses within six hundred (600') feet of the proposed well a letter to the City Manager, signed by the Operator, certifying same.
<input type="checkbox"/>	<input type="checkbox"/>	2) Date of the application.
<input type="checkbox"/>	<input type="checkbox"/>	3) Accurate legal description of the property, the parcel and production unit and name of the geologic formation as used by the Commission. Property recorded by plat should reference subdivision, block and lot numbers. <b><i>*See example of legal description.</i></b>
<input type="checkbox"/>	<input type="checkbox"/>	4) Map showing proposed transportation route and road.
<input type="checkbox"/>	<input type="checkbox"/>	5) Proposed well name.
<input type="checkbox"/>	<input type="checkbox"/>	6) Surface owner names(s) and address(es) of the pad site.
<input type="checkbox"/>	<input type="checkbox"/>	7) Operator/Applicant name and address and if the Operator is a corporation, the state of incorporation, and if the Operator is a partnership, the names and addresses of the general partners.
<input type="checkbox"/>	<input type="checkbox"/>	8) Name and address of individual designated to receive notice.
<input type="checkbox"/>	<input type="checkbox"/>	9) Name of representative with supervisory authority over all gas operation site activities and a 24-hour phone number.
<input type="checkbox"/>	<input type="checkbox"/>	10) Location and description of all improvements and structures within six hundred (600') feet of the well.
<input type="checkbox"/>	<input type="checkbox"/>	11) Owner and address of each parcel of property within six hundred (600') feet of the proposed drill site.
<input type="checkbox"/>	<input type="checkbox"/>	12) A site plan of the proposed operation showing the location of all improvements and equipment, including the location of the proposed well compressors, separators, lights, storage sheds, fencing and any access roads. The site plan shall also indicate any floodway, floodplain or City recognized drainage ways and the elevation and slope of the

pad site. In addition, the site plan shall show specific details to the projected location of the major components of the drilling site, impacted vegetation, creeks and other topographic features, compliance with the landscaping requirements as set out in Section 14 of this Ordinance, adjacent building and other structures and the measured distance from the well site to these buildings and structures, temporary and permanent fencing and landscaping.

- [ ] [ ] 13) The name, address and 24-hour phone number of the person to be notified in case of an emergency.
- [ ] [ ] 14) The exact and correct acreage and number of wells, if applicable, included in the Gas Well Permit Application.
- [ ] [ ] 15) Copies of all reports required by the Commission as required by the Gas Inspector.
- [ ] [ ] 16) An original executed City-Wide Road Maintenance Agreement signed and approved by the city must be filed with the City.
- [ ] [ ] 17) A description of public utilities required during drilling and operation.
- [ ] [ ] 18) A description of the water source to be used during drilling.
- [ ] [ ] 19) A copy of the approved Commission permit to drill together with attachments and survey plats which are applicable to the drill and operation sites.
- [ ] [ ] 20) A copy of the Storm Water Pollution Prevention Plan as required by the Environmental Protection Agency. A copy of the notice of intent shall be submitted to the City of Joshua, City Manager, three (3) days prior to the commencement of any onsite activity.
- [ ] [ ] 21) A copy of the determination by the Texas Commission on Environmental Quality (TCEQ) of the depth of useable quality ground water.
- [ ] [ ] 22) Evidence of insurance and security requirements under this ordinance.
- [ ] [ ] 23) A detailed landscape site plan for review and approval by the City Council, if the proposed landscaping will not comply with the landscaping requirements as set out in Section 14 of this ordinance, including the location of the access road and lights and fencing on the site.
- [ ] [ ] 24) Evidence that all drill sites are identified on final plat(s) filed with the applicable county deed records, or a preliminary plat or re-plat application reflecting this detail.

- ☐ ☐ 25) A statement, under oath, signed by the Operator, or designated representative, that the information submitted with the application is, to the best knowledge and belief of the Operator or designated representative, true and correct.
- ☐ ☐ 26) All required applications and Gas Well Permit Fees.
- ☐ ☐ 27) Publication requirements complied with.
- ☐ ☐ 28) List furnished of property owners within 1000' feet of the proposed who are not owned by or under lease to the Operator.
- ☐ ☐ 29) Ambient noise level report submitted.
- ☐ ☐ 30) Silt fence noted on site plan.

## **ADDITIONAL INFORMATION TO SUBMIT**

City of Joshua Ordinance No. 418-2006, Section 5 – Gas Well Permit Required, (K) #5 requires: “Erosion control measures must be implemented to prevent any off-site migration of silt and sediment.”

***Please indicate silt fencing on the site plan.***

City of Joshua Ordinance No. 418-2006, Section 7 – Gas Well Permitting Procedure, (C) #2 requires: “If requesting waiver for a Gas Well Permit at least twenty (20) days, and no more than thirty (30) days prior to the date of the public hearing before the City Council for a waiver and the issuance of the Gas Well Permit under this Ordinance, the City shall notify, at Operator’s expense, each surface owner of property, as shown by the current tax rolls of the City within one thousand (1,000’) feet of the proposed well not owned by or under lease by the Operator, of the hearing location, date and time.”

***Please furnish list of property owners within 1000’ who are not owned by or under lease by the Operator.***

City of Joshua Ordinance No. 418-2006, Section 7 – Gas Well Permitting Procedure, (D) #2 requires: “If requesting Gas Well Permit by Waiver of Protected Uses or by Certification That No Protected Uses Exist Within Protected Radius – Upon receipt of copies of all Protected Use Waivers filed in the applicable County Deed Records and a completed application by the Operator or Certification that no Protected Uses exist within a six hundred foot (600’) radius around the proposed well, the City shall notify, at Operator’s expense, each surface owner of property as shown by the current tax rolls of the City within one thousand (1000’) feet of the proposed well not owned by or under lease to the Operator.”

***Please furnish list of property owners within 1000’ who are not owned by or under lease by the Operator.***

City of Joshua Ordinance No. 418-2006, Section 7 – Gas Well Permitting Procedure, (C) #3 - Publication Requirements For Request Of Waiver For A Gas Well Permit By The City Council requires: “At least fifteen (15) days, and no more than twenty (20) days prior to the date of the public hearing before City Council for a Gas Well Permit under this Ordinance, Operator shall publish a copy of the notice as outlined below, at Operator’s expense, in one issue of the local section of a newspaper of general circulation in the City for ten (10) consecutive days. An affidavit by the printer or publisher of the newspaper indicating publication of the notice shall be filed with the application and will be prima facie evidence of such publication. The notice shall read as follows:

“Notice is hereby given that, acting under and pursuant to the Ordinances of the City of Joshua, Texas, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ filed with the Gas Inspector of the City of Joshua, an application for a Gas Well Permit to drill, complete and operate a well for gas upon property located at \_\_\_\_\_, Johnson County, Joshua, Texas, more particularly shown on the map of record in Volume \_\_\_\_\_, Page \_\_\_\_\_, Plat Records of Johnson County, Texas or per Tax Tract Number \_\_\_\_\_ County, Texas. The City Council will conduct a public hearing on the request for said permit on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ at \_\_\_\_\_ o’clock \_\_\_\_\_.m. in the City Council Chambers located at 101 S. Main, Joshua, Texas.”

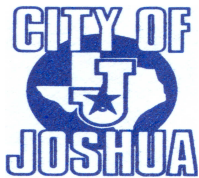
City of Joshua Ordinance No. 418-2006, Section 7 – Gas Well Permitting Procedure, (D) #3 -Publication Requirements For A Gas Well Permit By Waiver Of Protected Uses Or By Certification That No Protected Uses Exist Within Protected Radius requires: “At least ten (10) days prior to the date of filing of an application for a Gas Well Permit by Protected Use Waiver or Certification of No Protected Uses under this Ordinance with the Gas Inspector, Operator shall publish a copy of the notice as outlined below, at the expense of the Operator, in one issue of the local section of a newspaper of general circulation in the City. An affidavit by the printer or publisher of the newspaper indicating publication of the notice shall be filed with the application and will be prima facie evidence of such publication. The notice shall read as follows:

“Notice is hereby given that, acting under and pursuant to the Ordinances of the City of Joshua, Texas, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, an application was filed with the Gas Inspector of the City of Joshua, an application to drill, complete and operate a well for gas upon property located at \_\_\_\_\_, Johnson County, Joshua, Texas, more particularly shown on the map of record in Volume \_\_\_\_\_, Page \_\_\_\_\_, Plat Records of Johnson County, Texas. Written waivers from all protected uses property owners within six hundred feet of the proposed well were filed in the applicable County Deed Records (or) Certification was made that no Protected Uses exists within six hundred (600) foot radius of the proposed well.”

City of Joshua Ordinance No. 418-2006, Section 13 – Technical Regulations, (B) #2 requires: “The Operator shall be responsible for establishing and reporting to the City the pre-drilling Ambient Noise Level prior to the issuance of a Gas Well Permit. Once the drilling is complete, the Operator shall be required to establish a new Ambient Noise Level prior to the installation of any new noise generation equipment.”

***Please furnish ambient noise level report***

**Indemnification and Express Negligence Provisions:** Operator does hereby expressly release and discharge, all claims, demands, actions, judgments, and executions which it ever had, or now has or may have, or assigns may have, or claim to have, against the City of Joshua, and/or its departments, agents, officers, servants, successors, assigns, sponsors, volunteers, or employees, created by, or arising out of personal injuries, known or unknown, and injuries to property, real or personal, or in any way incidental to or in connection with the performance of the work performed by the Operator under a Gas Well Permit. The Operator shall fully defend, protect, indemnify, and hold harmless the City of Joshua, Texas, its departments, agents, officers, servants, employees, successors, assigns, sponsors, or volunteers from and against each and every claim, demand, or cause of action and any and all liability, damages, obligations, judgments, losses, fines, penalties, costs, fees, and expenses incurred in defense of the City of Joshua, Texas, its departments, agents, officers, servants, or employees, including, without limitation, personal injuries and death in connection therewith which may be made or asserted by Operator, its agents, assigns, or any third parties on account of, arising out of, or in any way incidental to or in connection with the performance of the work performed by the Operator under a Gas Well Permit. The Operator agrees to indemnify and hold harmless the City of Joshua, Texas, its departments, its officers, agents, servants, employees, successors, assigns, sponsors, or volunteers from any liabilities or damages suffered as a result of claims, demands, costs, or judgments against the City, its departments, its officers, agents, servants, or employees, created by, or arising out of the acts or omissions of the City of Joshua occurring on the drill site or operation site in the course and scope of inspecting and permitting the gas wells INCLUDING, BUT NOT LIMITED TO, CLAIMS AND DAMAGES ARISING IN WHOLE OR IN PART FROM THE NEGLIGENCE OF THE CITY OF JOSHUA OCCURRING ON THE DRILL SITE OR OPERATION SITE IN THE COURSE AND SCOPE OF INSPECTING AND PERMITTING THE GAS WELLS. IT IS UNDERSTOOD AND AGREED THAT THE INDEMNITY PROVIDED FOR IN THIS SECTION IS AN INDEMNITY EXTENDED BY THE OPERATOR TO INDEMNIFY AND PROTECT THE CITY OF JOSHUA, TEXAS AND/OR ITS DEPARTMENTS, AGENTS, OFFICERS, SERVANTS, OR EMPLOYEES FROM THE CONSEQUENCES OF THE NEGLIGENCE OF THE CITY OF JOSHUA, TEXAS AND/OR ITS DEPARTMENTS, AGENTS, OFFICERS, SERVANTS, OR EMPLOYEES, WHETHER THAT NEGLIGENCE IS THE SOLE OR CONTRIBUTING CAUSE OF THE RESULTANT INJURY, DEATH, AND/OR DAMAGE.



STATEMENT OF AUTHORITY  
City of Joshua, Texas

The City of Joshua requires an application for a permit for the drilling and production of an oil/gas well ~~shall~~ **to** be filed by the person having legal authority to do so. An applicant shall execute a sworn, notarized statement as part of the application certifying that he/she has the authority to file such application. For an application for an oil/gas drilling permit, the person having legal authority to file is presumed to be the mineral owner, or the duly authorized agent of the mineral owner.

I, \_\_\_\_\_, \_\_\_\_\_ (officer) of the Applicant/Operator making application to the City of Joshua for a permit to drill a proposed gas well, to be known as \_\_\_\_\_ (name of well), hereby swear or affirm that I am the duly authorized agent to execute the attached application for permit on behalf of the following:

Named mineral interest owners:

Name(s)	Address	Phone number

*(attach additional sheets as necessary)*

State of Texas §  
County of \_\_\_\_\_ §

Sworn to and subscribed before me on this \_\_\_\_ day of \_\_\_\_\_, 20\_\_ by the persons shown above.

\_\_\_\_\_  
Notary Public – State of Texas





**OIL & GAS WELL PERMIT FEES**  
Ordinance No. 418-2006, Section 19

New Gas Well Permit	\$8,150.00
Amended Permit	\$2,000.00
Extended Permit	\$2,000.00
Supplemental Permit	\$2,000.00
Operator Transfer	\$2,000.00
Seismic Site Inspection	\$2,000.00
Well Site Inspection Fee (per well)	\$2,000.00
Appeal Fee	\$2,000.00

State of Texas  
County of \_\_\_\_\_

§  
§

**Waiver of Protected Uses  
Within 600' Of Proposed Well**

“I/WE, \_\_\_\_\_ the undersigned property owner(s), own or reside in a dwelling or building used, or designed and intended to be used, for human occupancy, located within six hundred feet (600’) of the proposed well bore of an oil or gas well described as follows:

\_\_\_\_\_  
*(insert description of well being permitted)*

I/We do hereby consent to a variance of the requirement that no well be drilled within 600’ of a dwelling or building used, or designed and intended to be used, for human occupancy and waive any and all objections to the issuance of a permit for the drilling and production of gas or oil for the referenced well. The address of my/our property is:

\_\_\_\_\_  
*(insert property address)*

My/Our dwelling or building used, or designed and intended to be used for human occupancy is located \_\_\_\_\_ feet from the proposed well bore of said well.

Further affiant(s) sayeth not.”

Signed this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_.

\_\_\_\_\_  
Printed name of property owner

\_\_\_\_\_  
Printed name of property owner

\_\_\_\_\_  
Signature of property owner

\_\_\_\_\_  
Signature of property owner

State of Texas  
County of \_\_\_\_\_

§  
§

SWORN to and subscribed before me on this \_\_\_\_ day of \_\_\_\_\_, 20\_\_ by the persons shown above.

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Notary Public – State of Texas