

FILED
TIME _____ AM/PM

RESOLUTION NO. 2017-21-3

JUN 14 2017

A RESOLUTION OF THE BOONE COUNTY QUORUM COURT, BOONE COUNTY, ARKANSAS, USA ENTITLED: COMMENTS TO THE EPABY _____ D.C.
CRYSTAL GRADY
BOONE COUNTY CLERK

WHEREAS, President Donald John Trump has issued on February 28, 2017, an "Executive Order on Restoring the Rule of Law, Federalism and Economic Growth by Reviewing the "Waters of the United States' Rule"; and

WHEREAS, Section 2 of that Executive Order calls for the review of the 2015 "Clean Water Rule: Definition of Waters' of the United States: (as ordered on June 29, 2015 by the Obama Administration) which 2015 rule, because of its far-reaching federal intrusion into historic state and local properties, has been met with much alarm and therefore remains in challenging litigation to the present time; and

WHEREAS, President Trump's stated intent is to interpret the term "navigable waters" as defined in 33 U.S.C. 1362(7), in a manner consistent with the opinion of Justice Antonin Scalia in Rapanos v. United States, 547 U.S. 715 (2006); and

WHEREAS, EPA and the Army Corps of Engineers are accepting substantive comments from state and local governments until June 19, 2017, stating the local county government position on the definition of "navigable waters: (EPA requests that comments be sent in written form to EPA staff at CWAwotus@epa.gov)

THEREFORE, BE IT RESOLVED BY THE BOONE COUNTY QUORUM COURT THAT we support the Presidential Order pertaining to the making of the "Waters of the United States' Rule" consistent with the interpretation of the term "navigable waters" in the opinion of Justice Antonin Scalia in Rapanos v. United States, 547 U.S. 715 (2006); thereby, rescinding any portion of the 2015 Obamas Administration rule that is in conflict with the Justice Scalia opinion.

IT IS THEREFORE RESOLVED ON THIS 13TH DAY OF THE MONTH OF JUNE, IN THE YEAR OF OUR LORD, TWO THOUSAND AND SEVENTEEN.

Signed, Sealed and Filed by the Boone County Clerk in the space below;

And Electronically Forwarded by the County Clerk to the EPA address given above.

SUBMITTED BY: JUSTICE RALPH GUYNN

BOONE COUNTY JUDGE:

Alicia Richardson
Executive Administrative Assistant

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Crystal Grady
Boone County Clerk