

PROPOSED RULE
Part 14 (Reclamation Provisions)

E. Once the operator has closed the recycling containment, the operator shall reclaim the containment's location to a safe and stable condition that blends with the surrounding undisturbed area. Topsoils and subsoils shall be replaced to their original relative positions and contoured so as to achieve erosion control, long-term stability and preservation of surface water flow patterns. The disturbed area shall then be reseeded in the first favorable growing season following closure of a recycling containment. The operator shall substantially restore the impacted surface area to the condition that existed prior to the construction of the recycling containment.

RULE 17: 19.15.17.13.H
(Reclamation Provisions)

(1) Site contouring.

(a) ~~Once the operator has closed a pit or trench or is no longer using a drying pad, below grade tank or an area associated with a closed loop system, pit, trench or below grade tank, the operator shall reclaim the pit location, drying pad location, below grade tank location or trench location and all areas associated with the closed loop system, pit, trench or below grade tank including associated access roads to a safe and stable condition that blends with the surrounding undisturbed area. The operator shall substantially restore the impacted surface area to the condition that existed prior to oil and gas operations by placement of the soil cover as provided in Paragraph (2) of Subsection H of 19.15.17.13 NMAC, recontour the location and associated areas to a contour that approximates the original contour and blends with the surrounding topography and re-vegetate according to Paragraph (5) in Subsection H of 19.15.17.13 NMAC.~~

(5) Reclamation and re-vegetation.

(b) Topsoils and subsoils shall be replaced to their original relative positions and contoured so as to achieve erosion control, long-term stability and preservation of surface water flow patterns. The disturbed area then shall be reseeded in the first favorable growing season following closure of a pit, drying pad associated with a closed loop system or below grade tank.