

From: [Jones, Brad, EMNRD](#)
To: [Blythe, Amy M \(Amy\)](#)
Subject: HBP-44 El Paso Natural Gas Company LLC's 120-day temporary permission renewal approval
Date: Friday, June 21, 2024 10:57:00 AM
Attachments: [2024 0621 HBP-44 El Paso Natural Gas Company LLC 120-day TP renewal approval signed.pdf](#)

Amy,

Please see the attached 120-day temporary permission renewal approval for HBP-44. Please print a copy for your records. OCD will not be sending a hard copy in the mail. Please email the discharge notices to Leigh Barr at LeighP.Barr@emnrd.nm.gov. It has been great working with you.

Sincerely,

Brad Jones

Brad A. Jones Environmental Scientist Specialist - Advanced
Environmental Bureau
EMNRD - Oil Conservation Division
1220 S. Saint Francis Drive | Santa Fe, New Mexico 87505
(505) 469-7486 | brad.a.jones@emnrd.nm.gov
www.emnrd.nm.gov

State of New Mexico
Energy, Minerals and Natural Resources Department

Michelle Lujan Grisham
Governor

Melanie A. Kenderdine
Cabinet Secretary

Dylan M. Fuge
Deputy Secretary

Dylan M. Fuge, Division Director (Acting)
Oil Conservation Division



BY ELECTRONIC MAIL ONLY

June 21, 2024

Ms. Amy Blythe
El Paso Natural Gas Company, L.L.C.
1001 Louisiana St., Suite 1000
Houston, Texas 77002

**Re: Request for Temporary Permission to Discharge Hydrostatic Test Water
El Paso Natural Gas Company, L.L.C. - OGRID 7046
Permit: HBP – 44**

Dear Ms. Blythe:

The New Mexico Oil Conservation Division (OCD) has completed its review of El Paso Natural Gas Company, L.L.C.'s (EPNG) renewal request, dated June 10, 2024, for approval of a 120-day temporary permission to discharge small quantities of hydrostatic test wastewater generated from the testing of new transmission pipelines and/or new aboveground storage tank from facilities for the production, refinement, pipeline transmission of oil and gas or products thereof throughout the State of New Mexico, which expired on June 10, 2024. OCD acknowledges receipt of the filing fee (\$100.00) and temporary permission fee (\$50.00) with a separately mailed submittal received by OCD on June 21, 2024.

Based on the information provided in the request, *temporary permission is hereby granted to EPNG for the discharge of the hydrostatic test wastewater generated from all new pipeline and/or new aboveground storage tank hydrostatic tests* an operator may perform during the approved 120-day period with the following understandings and conditions:

1. the volume of the discharge is less than 25,000 gallons per hydrostatic test;
2. water from a public/municipal water supply or other OCD approved sources, by written request and analytical results, is used for each hydrostatic test;
3. email or written notification must be provided to the OCD 72 hours prior to each hydrostatic discharge event. The notice shall contain the following information:

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- a. the proposed location of hydrostatic test discharge (Section/Township/Range or GPS coordinates);
 - b. the date of the proposed discharge;
 - c. the volume of the proposed discharge; and
 - d. the source of hydrostatic test water;
4. no discharge shall enter any lake, perennial stream, river, or their respective tributaries that may be seasonal;
5. no discharge shall occur:
 - a. where ground water is less than 10 feet below ground surface.
 - b. within 200 feet of a watercourse (19.15.2.7.W(4) NMAC), lakebed, sinkhole, or playa lake (19.15.2.7.P(4) NMAC);
 - c. within an existing wellhead protection area (19.15.2.7.W(8) NMAC);
 - d. within 500 feet of a wetland (19.15.2.7.W(9) NMAC); or
 - e. within 500 feet from the nearest permanent residence, school, hospital, institution, or church;
6. no discharge shall occur to a surface water body without obtaining a National Pollution Discharge Elimination Systems (NPDES) permit from the US EPA, NMED, and OCD prior to the discharge;
7. best management practices must be implemented to contain the discharge onsite, to ensure that the discharge does not impact adjacent property, and to control erosion;
8. the discharge does not cause any fresh water supplies to be degraded or to exceed standards as set forth in Subsections A, B, and C of the 20.6.2.3103 NMAC (the Water Quality Regulations);
9. EPNG shall report all unauthorized discharges, spills, leaks, and releases of hydrostatic test wastewater and conduct corrective action pursuant to the Water Quality Regulations of 20.6.2.1203 NMAC and release notification pursuant to OCD Rule 29 (19.15.29 NMAC);
10. the landowner(s) of each proposed discharge and/or collection/retention or alternative discharge location must be properly notified of the activities prior to each proposed hydrostatic test event; and
11. a report, summarizing each test of new pipeline and/or a new aboveground storage tank with less than 25,000 gallons per hydrostatic test per discharge event performed within the approved 120-day period, shall be submitted to OCD within 45 days after the temporary permission expiration date and shall contain the following information:
 - a. the location of hydrostatic test discharge (Section/Township/Range or GPS coordinates);
 - b. the date of each discharge;
 - c. the volume of each discharge; and

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- d. the source and quality of test water (laboratory analysis, if necessary).

This temporary permission shall expire 120-days after June 21, 2024. **This temporary permission will expire on October 19, 2024.** Renewal requests for a 120-day temporary permission to discharge shall be submitted forty-five (45) days prior to the expiration date. A 120-day temporary permission may be revoked or suspended for violation of any applicable provisions and/or conditions of this approval.

Please be advised that approval of this request does not relieve EPNG of liability should operations result in pollution of surface water, ground water or the environment. Nor does approval relieve EPNG of its responsibility to comply with any other applicable governmental authority's rules and regulations.

If there are any questions, please do not hesitate to contact Leigh Barr at LeighP.Barr@emnrd.nm.gov.

Respectfully,



Brad A. Jones
Environmental Specialist



El Paso
Natural Gas Company
a Kinder Morgan company

June 10, 2024

Mr. Brad Jones
New Mexico Oil Conservation Division
1220 South St. Francis Drive
Santa Fe, NM 87505

**Re: Request for Renewal of 120 Day Temporary Permission to Discharge for El Paso
Natural Gas Company L.L.C-OGRID 7046**

Dear Mr. Jones,

El Paso Natural Gas Company, L.L.C (EPNG) is submitting the following application to renew our existing 120-day Temporary Permission (**Permit No.: HBP-44**) to discharge small quantities of hydrostatic test wastewater generated from the testing of new transmission natural gas pipelines, or segments thereof, and/or new Aboveground Storage Tanks throughout the State of New Mexico. EPNG's existing Permit No. HBP-44 will expire on **June 10, 2024**. Although the renewal request was submitted through the online system, attached with this hard copy of the renewal request is a check in the amount of \$150.00 to cover the \$100 filing and \$50.00 temporary permission fee pursuant to 20.6.2.3114 NMAC.

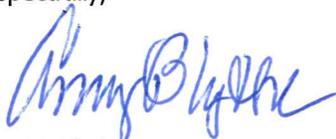
In order to maintain coverage under the 120-Day Temporary Permit, EPNG will comply with the following conditions:

- 1) The volume of the discharge will be less than 25,000 gallons per *hydrostatic test*;
- 2) Water from a public/municipal water supply or other OCD-approved sources, by written request and analytical results, is used for each hydrostatic test;
- 3) Email or written notification shall be provided to the OCD 72-hours prior to each hydrostatic discharge event; The notice shall contain the following information:
 - a) The proposed location of hydrostatic test discharge (Section/Township/Range or GPS coordinates);
 - b) The date of the proposed discharge;
 - c) The volume of the proposed discharge; and
 - d) The source of hydrostatic test water.
- 4) The discharge will not enter any lake, perennial stream, river or their respective tributaries that may be seasonal;
- 5) No discharge shall occur:
 - a) Where ground water is less than 10 feet below ground surface;
 - b) Within 200 feet of a watercourse (defined in 19.15.2.7.W(4) NMAC), lakebed, sinkhole, or playa lake (defined in 19.15.2.7.P(4) NMAC);
 - c) Within an existing wellhead protection area (defined in 19.15.2.7.W(8) NMAC);
 - d) Within 500 feet of a wetland (defined in 19.15.2.7.W(9) NMAC); or
 - e) Within 500 feet from the nearest permanent residence, school, hospital, institution, or church.

6. No discharge shall occur to a surface water body without obtaining a National Pollution Discharge Elimination Systems (NPDES) permit from the US EPA, NMED, and OCD prior to the discharge;
7. Best management practices shall be implemented to contain the discharge onsite, to ensure that the discharge does not impact adjacent property, and to control erosion;
8. The discharge will not cause any fresh water supplies to be degraded or to exceed standards as set forth in Subsections A, B and C of the 20.6.2.3103 NMAC (the Water Quality Regulations);
9. EPNG shall report all unauthorized discharges, spills, leaks, and releases of hydrostatic test wastewater and conduct corrective action pursuant to the Water Quality Regulations of 210.6.2.1203 NMAC and release notification pursuant to OCD Rule 29 (19.15.29 NMAC);
10. The landowner(s) of each proposed discharge and/or collection/retention or alternative discharge location shall be properly notified of the activities prior to each proposed hydrostatic test discharge event; and
11. A report, summarizing each test of new pipeline with less than 25,000 gallons per hydrostatic test per discharge event performed within the approved 120-day period, shall be submitted to OCD within 45 days after the temporary permission expiration date and shall contain the following information:
 - a) The location of each hydrostatic test discharge (Section/Township/Range or GPS coordinates);
 - b) The date of each discharge
 - c) The volume of each discharge; and
 - d) The source and quality of test water (laboratory analysis, if necessary)

If you have any questions, please contact me at 719-520-4813.

Respectfully,



Amy M. Blythe
Environmental Specialist II

Copy (with enclosure):

CC: Nicole Pedigo – Environmental Project Permitting Manager

District I
 1625 N. French Dr., Hobbs, NM 88240
 Phone:(575) 393-6161 Fax:(575) 393-0720

District II
 811 S. First St., Artesia, NM 88210
 Phone:(575) 748-1283 Fax:(575) 748-9720

District III
 1000 Rio Brazos Rd., Aztec, NM 87410
 Phone:(505) 334-6178 Fax:(505) 334-6170

District IV
 1220 S. St Francis Dr., Santa Fe, NM 87505
 Phone:(505) 476-3470 Fax:(505) 476-3462

State of New Mexico
Energy, Minerals and Natural Resources
Oil Conservation Division
1220 S. St Francis Dr.
Santa Fe, NM 87505

CONDITIONS

Action 352710

CONDITIONS

Operator: El Paso Natural Gas Company, L.L.C 1001 Louisiana Street Houston, TX 77002	OGRID: 7046
	Action Number: 352710
	Action Type: [UF-HP] HBP Permission (HBP)

CONDITIONS

Created By	Condition	Condition Date
bjones	OCD emailed the renewal approval of HBP-44 to Amy Blythe (Kinder Morgan) on June 21, 2024. The approval email is attached to this request. If you have any questions regarding this matter, please do not hesitate to contact me.	6/21/2024