

Rose-Coss, Dylan H, EMNRD

From: Rose-Coss, Dylan H, EMNRD
Sent: Tuesday, August 13, 2019 2:37 PM
To: Pennington, Shelby
Cc: 'Mark Larson'; Rachel Owen
Subject: 1RP-5118 Deferral request NM state S # 5 Tank Battery

Shelby Pennington,

The NMOCD has received and reviewed the deferral request for the incident at the New Mexico State #5 Tank battery (1RP-5118).

By 19.15.29.12 C. (2) NMAC, deferral of restoration for impacted surface areas may be granted If contamination is located in areas

immediately under or around production equipment such as production tanks, wellheads and pipelines where remediation could cause a major facility deconstruction.

Therefore, a deferral is granted in this case for impacted areas underneath and immediately adjacent to the facility's production tanks.

However, impacted areas that are accessible without a major facility deconstruction must be immediately addressed.

Thanks, and let me know if you have any questions.

Best,

Dylan Rose-Coss

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