

GW - 230

CLOSED

**PERMITS,
RENEWALS,
& MODS
Application**

APR 23 2001

ATTACHMENT TO THE DISCHARGE PLAN GW-230 APPROVAL
T&C Tank Rental and Anchor Corp., Hobbs Facility
DISCHARGE PLAN APPROVAL CONDITIONS
April 09, 2001

1. Payment of Discharge Plan Fees: The \$50.00 filing fee has been received by the OCD. There is a required flat fee of \$1700.00 for oilfield service companies. The flat fee required for this facility may be paid in a single payment due at the time of approval, or in equal annual installments over the duration of the discharge plan, with the first payment due upon receipt of this approval. The filing fee is payable at the time of application and is due upon receipt of this approval.
2. Commitments: T&C Tank Rental and Anchor Corp. will abide by all commitments submitted in the discharge plan renewal application dated January 02, 2001 including attachments, and these conditions for approval.
3. Drum Storage: All drums containing materials other than fresh water must be stored on an impermeable pad with curbing. All empty drums should be stored on their sides with the bungs in place and lined up on a horizontal plane. Chemicals in other containers such as sacks or buckets must also be stored on an impermeable pad with curbing.
4. Process Areas: All process and maintenance areas which show evidence that leaks and spills are reaching the ground surface must be either paved and curbed or have some type of spill collection device incorporated into the design.
5. Above Ground Tanks: All above ground tanks which contain fluids other than fresh water must be bermed to contain a volume of one-third more than the total volume of the largest tank or of all interconnected tanks. All new facilities or modifications to existing facilities must place the tank on an impermeable type pad within the berm.
6. Above Ground Saddle Tanks: Above ground saddle tanks must have impermeable pad and curb type containment unless they contain fresh water or fluids that are gases at atmospheric temperature and pressure.
7. Labeling: All tanks, drums, and other containers should be clearly labeled to identify their contents and other emergency information necessary if the tank were to rupture, spill, or ignite.

8. Below Grade Tanks/Sumps: All below grade tanks, sumps, and pits must be approved by the OCD prior to installation or upon modification and must incorporate secondary containment and leak-detection into the design. All pre-existing sumps and below-grade tanks must be tested to demonstrate their mechanical integrity no later than June 15, 2001 and every year from tested date, thereafter. Permittees may propose various methods for testing such as pressure testing to 3 pounds per square inch above normal operating pressure and/or visual inspection of cleaned out tanks and/or sumps, or other OCD approved methods. The OCD will be notified at least 72 hours prior to all testing. The test results will be submitted to OCD by July 31, 2001.
9. Underground Process/Wastewater Lines: All underground process/wastewater pipelines must be tested to demonstrate their mechanical integrity no later than June 15, 2001 and every 5 years, from tested date, thereafter. Permittees may propose various methods for testing such as pressure testing to 3 pounds per square inch above normal operating pressure or other means acceptable to the OCD. The OCD will be notified at least 72 hours prior to all testing. The test results will be submitted to OCD by July 31, 2001.
10. Class V Wells: No Class V wells that inject non-hazardous industrial wastes or a mixture of industrial wastes and domestic wastes will be approved for construction and/or operation unless it can be demonstrated that groundwater will not be impacted in the reasonably foreseeable future. Leach fields and other wastewater disposal systems at OCD regulated facilities which inject non-hazardous fluid into or above an underground source of drinking water are considered Class V injection wells under the EPA UIC program. Class V wells that inject domestic waste only must be permitted by the New Mexico Environment Department.
11. Housekeeping: All systems designed for spill collection/prevention, and leak detection will be inspected daily to ensure proper operation and to prevent over topping or system failure. All spill collection and/or secondary containment devices will be emptied of fluids within 48 hours of discovery.
12. Spill Reporting: All spills/releases shall be reported pursuant to OCD Rule 116. And WQCC 1203. to the OCD Hobbs District Office.
13. Waste Disposal: All wastes will be disposed of at an OCD approved facility. Only oilfield exempt wastes shall be disposed of down Class II injection wells. Non-exempt oilfield wastes that are non-hazardous may be disposed of at an OCD approved facility upon proper waste determination per 40 CFR Part 261. Any waste stream that is not listed in the discharge plan will be approved by OCD on a case-by-case basis.

14. OCD Inspections: Additional requirements may be placed on the facility based upon results from OCD inspections.
15. Storm Water Plan: T&C Tank Rental and Anchor Corp. will submit a stormwater run-off plan for OCD approval by July 31, 2001.
16. Transfer of Discharge Plan: The OCD will be notified prior to any transfer of ownership, control, or possession of a facility with an approved discharge plan. A written commitment to comply with the terms and conditions of the previously approved discharge plan must be submitted by the purchaser and approved by the OCD prior to transfer.
17. Closure: The OCD will be notified when operations of the facility are discontinued for a period in excess of six months. Prior to closure of the facility a closure plan will be submitted for approval by the Director. Closure and waste disposal will be in accordance with the statutes, rules and regulations in effect at the time of closure.
18. Certification: **T&C Tank Rental and Anchor Corp.** by the officer whose signature appears below, accepts this permit and agrees to comply with all terms and conditions contained herein. **T&C Tank Rental and Anchor Corp.** further acknowledges that these conditions and requirements of this permit may be changed administratively by the Division for good cause shown as necessary to protect fresh water, human health and the environment.

Conditions accepted by: **T&C Tank Rental and Anchor Corp.**

Mark Spolton
Company Representative- print name

Mark Spolton
Company Representative- Sign

Date 04-19-01

Title Vice President



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

GARY E. JOHNSON
Governor
Jennifer A. Salisbury
Cabinet Secretary

Lori Wrotenbery
Director
Oil Conservation Division

April 09, 2001

CERTIFIED MAIL
RETURN RECEIPT NO. 3771 7231

Mr. Mark Spolton
T&C Tank Rental and Anchor Service Corp.
P.O. Box 1197
Denver City, Texas 79323

Re: Discharge Plan GW-230 Renewal
T&C Tank Rental and Anchor Corp. Hobbs Facility

Dear Mr. Spolton:

The groundwater discharge plan renewal GW-230 for the T&C Tank Rental and Anchor Corp., Hobbs Facility, located in the NE/4 NE/4 of Section 20, Township 18 South, Range 38 East, NMPM, Lea County, New Mexico, **is hereby approved** under the conditions contained in the enclosed attachment. Enclosed are two copies of the conditions of approval. **Please sign and return one copy to the New Mexico Oil Conservation Division (OCD) Santa Fe Office within 30 working days of receipt of this letter.**

The original discharge plan application was submitted on October 23, 1995 and approved on May 01, 1996 with an expiration date of May 01, 2001. The discharge plan renewal application dated January 02, 2001 including attachments, submitted pursuant to Section 3106 of the New Mexico Water Quality Control Commission (WQCC) Regulations also includes all earlier applications and all conditions later placed on those approvals.

The discharge plan is renewed pursuant to Section 3109.C. Please note Section 3109.G., which provides for possible future amendment of the plan. Please be advised that approval of this plan does not relieve T&C Tank Rental and Anchor Corp. of responsibility should operations result in pollution of surface water, ground water or the environment. Nor does it relieve T&C Tank Rental and Anchor Corp. of its responsibility to comply with any other governmental authority's rules and regulations.

Please be advised that all exposed pits, including lined pits and open top tanks (exceeding 16 feet in diameter) shall be screened, netted, or otherwise rendered nonhazardous to wildlife including migratory birds.

Please note that Section 3104. of the regulations requires that "when a plan has been approved, discharges must be consistent with the terms and conditions of the plan." Pursuant to Section 3107.C., T&C Tank Rental and Anchor Corp. is required to notify the Director of any facility expansion, production increase, or process modification that would result in any change in the discharge of water quality or volume.

Pursuant to Section 3109.H.4., this approval is for a period of five years. **This approval will expire May 01, 2006** and an application for renewal should be submitted in ample time before that date. Pursuant to Section 3106.F. of the regulations, if a discharger submits a discharge plan renewal application at least 120 days before the discharge plan expires and is in compliance with the approved plan, then the existing discharge plan will not expire until the application for renewal has been approved or disapproved.

The discharge plan application for the T&C Tank Rental and Anchor Corp., Hobbs Facility, is subject to the WQCC Regulation 3114. Every billable facility submitting a discharge plan will be assessed a fee equal to the filing fee of \$100.00 (\$50.00 if filed before January 15, 2001) plus a flat fee of \$1700.00 for oilfield service companies. The OCD has not received the \$1700.00 flat fee. The flat fee may be paid in a single payment due on the date of the discharge plan approval or in five equal installments over the expected duration of the discharge plan. Installment payments shall be remitted yearly, with the first installment due on the date of the discharge plan approval and subsequent installments due on this date of each calendar year.

Please make all checks payable to: Water Quality Management Fund
C/o: Oil Conservation Division
1220 South Saint Francis Drive
Santa Fe, New Mexico 87505.

If you have any questions, please contact Wayne Price of my staff at (505-476-3487). On behalf of the staff of the OCD, I wish to thank you and your staff for your cooperation during this discharge plan review.

Sincerely,



Roger C. Anderson
Environmental Bureau Chief

RCA/lwp
Attachment-1
Xc: OCD Hobbs Office

**ATTACHMENT TO THE DISCHARGE PLAN GW-230 APPROVAL
T&C Tank Rental and Anchor Corp., Hobbs Facility
DISCHARGE PLAN APPROVAL CONDITIONS
April 09, 2001**

1. Payment of Discharge Plan Fees: The \$50.00 filing fee has been received by the OCD. There is a required flat fee of \$1700.00 for oilfield service companies. The flat fee required for this facility may be paid in a single payment due at the time of approval, or in equal annual installments over the duration of the discharge plan, with the first payment due upon receipt of this approval. The filing fee is payable at the time of application and is due upon receipt of this approval.
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11. Housekeeping: All systems designed for spill collection/prevention, and leak detection will be inspected daily to ensure proper operation and to prevent over topping or system failure. All spill collection and/or secondary containment devices will be emptied of fluids within 48 hours of discovery.
12. Spill Reporting: All spills/releases shall be reported pursuant to OCD Rule 116. And WQCC 1203. to the OCD Hobbs District Office.
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14. OCD Inspections: Additional requirements may be placed on the facility based upon results from OCD inspections.
15. Storm Water Plan: T&C Tank Rental and Anchor Corp. will submit a stormwater run-off plan for OCD approval by July 31, 2001.
16. Transfer of Discharge Plan: The OCD will be notified prior to any transfer of ownership, control, or possession of a facility with an approved discharge plan. A written commitment to comply with the terms and conditions of the previously approved discharge plan must be submitted by the purchaser and approved by the OCD prior to transfer.
17. Closure: The OCD will be notified when operations of the facility are discontinued for a period in excess of six months. Prior to closure of the facility a closure plan will be submitted for approval by the Director. Closure and waste disposal will be in accordance with the statutes, rules and regulations in effect at the time of closure.
18. Certification: **T&C Tank Rental and Anchor Corp.** by the officer whose signature appears below, accepts this permit and agrees to comply with all terms and conditions contained herein. **T&C Tank Rental and Anchor Corp.** further acknowledges that these conditions and requirements of this permit may be changed administratively by the Division for good cause shown as necessary to protect fresh water, human health and the environment.

Conditions accepted by: **T&C Tank Rental and Anchor Corp.**

Company Representative- print name

Company Representative- Sign

Date _____

Title _____



NEW MEXICO ENERGY, MINERALS
& NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION
2040 South Pacheco Street
Santa Fe, New Mexico 87505
(505) 827-7131

July 10, 1996

CERTIFIED MAIL
RETURN RECEIPT NO. Z-765-962-961

Mr. Mark Spolton
T & C Tank Rental & Anchor Service Corp.
P.O. Box 1264
Artesia, NM 88211-1264

**RE: Tank Washing Facility Closure
Hobbs Facility
Lea County, New Mexico**

Dear Mr. Spolton:

The New Mexico Oil Conservation Division (OCD) has completed a review of the T&C Tank Rental & Anchor Services Corp. (T&C) May 10, 1996 closure letter for the tank washing facility. Based on the information provided, your closure is approved with the following conditions:

1. The remediation project will conform to the enclosed OCD "Unlined Surface Impoundment Closure Guidelines."
2. All waste water will be disposed of at an OCD approved disposal facility. OCD approval is required prior to disposal.
3. Final samples from the floor and sidewalls of the excavation will be collected and analyzed using EPA approved methods for TPH, BTEX, and benzene, with results submitted to the OCD Santa Fe Office.
4. All soils will be disposed of at an OCD approved disposal facility. OCD approval is required prior to disposal.
5. The OCD will be notified at least 72 hours in advance of all closure activities such that the OCD may have the opportunity to witness and/or split samples.

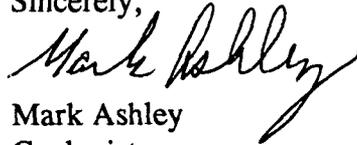
Mr. Mark Spolton
July 10, 1996
Page 2

6. Upon completion of all closure activities, T&C will submit to the OCD for approval a completed OCD "Pit Remediation and Closure Report" form (enclosed) which will contain the final results of all closure and remediation activities. The report will also include the final concentrations of all soils and the disposition of all wastes removed from the site.

Please be advised that OCD approval does not relieve T&C of liability should closure activities determine that contamination exists which is beyond the scope of the work plan or if the closure activities fail to adequately remediate and determine the extent of contamination related to T&C's activities. In addition, OCD approval does not relieve T&C of responsibility for compliance with any other federal, state or local laws and/or regulations.

If you have any questions, please call me at (505) 827-7155.

Sincerely,



Mark Ashley
Geologist

xc: OCD Hobbs Office

Z 765 962 961



**Receipt for
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No Insurance Coverage Provided
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PS Form 3800, March 1993



STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION
2040 S. PACHECO
SANTA FE, NEW MEXICO 87505
(505) 827-7131

May 1, 1996

CERTIFIED MAIL
RETURN RECEIPT NO. Z-765-962-947

Mr. Mark Spolton
T & C Tank Rental & Anchor Service Corp.
P.O. Box 1264
Artesia, NM 88211-1264

**RE: Discharge Plan GW-230 Approval
Hobbs Facility
Lea County, New Mexico**

Dear Mr. Spolton:

The groundwater discharge plan, GW-230, for the T & C Tank Rental & Anchor Service Corp. (T & C) Hobbs Facility located in the NE/4 NE/4 of Section 20, Township 18 South, Range 38 East, NMPM, Lea County, New Mexico, **is hereby approved** under the conditions contained in the enclosed attachment. The application consists of the discharge plan application dated October 23, 1995; and additional information dated December 1, 1995, January 11, 1996, February 9, 1996, and March 26, 1996. Enclosed are two copies of the conditions of approval. **Please sign and return one copy to the New Mexico Oil Conservation Division (OCD) Santa Fe Office within five working days of receipt of this letter.**

The discharge plan renewal application was submitted pursuant to Section 3106 of the Water Quality Control Commission (WQCC) Regulations. It is approved pursuant to Section 3109.A. Please note Section 3109.F., which provides for possible future amendments or modifications of the plan. Please be advised that approval of this plan does not relieve T & C of liability should operations result in pollution of surface or ground waters, or the environment.

Please be advised that all exposed pits, including lined pits and open top tanks (exceeding 16 feet in diameter) shall be screened, netted, or otherwise rendered nonhazardous to wildlife including migratory birds.

Please note that Section 3104 of the regulations requires that "when a plan has been approved, discharges must be consistent with the terms and conditions of the plan." Pursuant to Section

Mr. Mark Spolton
May 1, 1996
Page 2

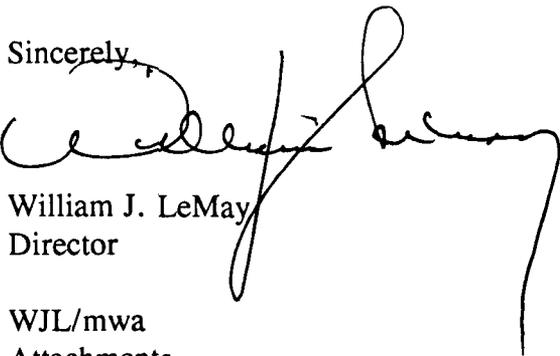
3107.C. T & C is required to notify the Director of any facility expansion, production increase, or process modification that would result in any change in the discharge of water quality or volume.

Pursuant to Section 3109.G.4., this approval is for a period of five years. This approval will expire May 1, 2001, and an application for renewal should be submitted in ample time before that date. It should be noted that all discharge plan facilities will be required to submit plans for, or the results of, an underground drainage testing program as a requirement for discharge plan renewal.

The discharge plan renewal application for the T & C Tank Rental & Anchor Service Corp. Hobbs Facility is subject to WQCC Regulation 3114. Every billable facility submitting a discharge plan will be assessed a fee equal to the filing fee of \$50 plus a flat fee of \$1,380.00 for oil and gas service companies. The \$50 filing fee was received by the OCD on October 26, 1995. The OCD has not received the flat fee of \$1,380.00 which may be paid in a single payment due on the date of the discharge plan approval or in five equal installments over the expected duration of the discharge plan. Installment payments shall be remitted yearly, with the first installment due on the date of the discharge plan approval and subsequent installments due on this date of each calendar year.

On behalf of the staff of the OCD, I wish to thank you and your staff for your cooperation during this discharge plan review.

Sincerely,



William J. LeMay
Director

WJL/mwa
Attachments

xc: OCD Hobbs Office

ATTACHMENT TO THE DISCHARGE PLAN GW-230 APPROVAL
T & C TANK RENTAL & ANCHOR SERVICES CORP.
HOBBS FACILITY
DISCHARGE PLAN REQUIREMENTS
(May 1, 1996)

1. Payment of Discharge Plan Fees: The \$1,380.00 flat fee shall be submitted upon receipt of this approval. The required flat fee may be paid in a single payment due at the time of approval, or in equal annual installments over the duration of the plan, with the first payment due upon receipt of this approval.
2. T & C Commitments: T & C will abide by all commitments submitted in the Discharge plan application dated October 23, 1995; and additional information dated December 1, 1995, January 11, 1996, February 9, 1996, and March 26, 1996.
3. Drum Storage: All drums containing materials other than fresh water must be stored on an impermeable pad and curb type containment. All empty drums should be stored on their sides with the bungs in place and lined up on a horizontal plane. Chemicals in other containers such as sacks or buckets should also be stored on an impermeable pad and curb type containment.
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7. Tank Labeling: All tanks should be clearly labeled to identify their contents and other emergency information necessary if the tank were to rupture, spill, or ignite.
8. Below Grade Tanks/Sumps: All below grade tanks, sumps, and pits must be approved by the OCD prior to installation or upon modification and must incorporate secondary containment and leak-detection into the design. All pre-existing sumps and below-grade tanks must demonstrate integrity on an annual basis. Integrity tests include pressure testing

Mr. Mark Spolton

May 1, 1996

Page 4

to 3 pounds per square inch above normal operating pressure and/or visual inspection of cleaned out tanks /or sumps.

9. Underground Process/Wastewater Lines: All underground process/wastewater pipelines must be tested to demonstrate their mechanical integrity at present and then every 5 years there after. Permittees may propose various methods for testing such as pressure testing to 3 pounds per square inch above normal operating pressure or other means acceptable to the OCD.
10. Class V Wells: Leach fields and other wastewater disposal systems at OCD regulated facilities which inject fluid other than sewage below the surface but into or above an underground source of drinking water are considered Class V injection wells under the EPA UIC program. All class V wells will be closed unless, it can be demonstrated that protectable groundwater will not be impacted in the reasonably foreseeable future. Class V wells must be closed through the Santa Fe Office. The OCD allows industry to submit closure plans which are protective of human health/environment, and groundwater as defined by the WQCC, and are cost effective.
11. Housekeeping: All systems designed for spill collection/prevention should be inspected to ensure proper operation and to prevent overtopping or system failure.
12. Spill Reporting: All spills/releases shall be reported pursuant to OCD Rule 116 and WQCC 1203 to the OCD Hobbs District Office.
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15. Conditions accepted by:

Z 765 962 947



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PS Form 3800, March 1993