

Jones, Brad, EMNRD

From: Jones, Brad, EMNRD
Sent: Tuesday, August 29, 2023 8:21 AM
To: Nolan, Melanie
Subject: Renewal approval for HBP-041 - Holly Energy Partners - Operating, L.P.
Attachments: 2023 0829 HBP-041 Holly Energy Partners - Operating, L.P. 120-day TP renewal approval signed.pdf

Melanie,

Please see the attached. It's a copy of your 120-day temporary permission renewal approval for HBP-041. If you have any questions regarding this matter, please do not hesitate to contact me.

Brad

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

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Governor

Sarah Cottrell Propst
Cabinet Secretary

Todd E. Leahy, JD, PhD
Deputy Secretary

Dylan Fuge
Director, Oil Conservation Division



BY ELECTRONIC MAIL ONLY

August 29, 2023

Ms. Melanie Nolan
Holly Energy Partners - Operating, L.P.
1602 W. Main
Artesia, New Mexico 88210
Melanie.Nolan@hollyenergy.com

**Re: Renewal of Temporary Permission to Discharge Hydrostatic Test Water
Holly Energy Partners - Operating, L.P. - OGRID 282505
Permit: HBP - 41**

Ms. Nolan:

The Oil Conservation Division (OCD) has completed its review of Holly Energy Partners - Operating, L.P.'s (HEP) request, dated August 24, 2023, to renew the 120-day temporary permission to discharge small quantities of hydrostatic test wastewater generated from the testing of new transmission pipelines of oil and gas or products thereof throughout the State of New Mexico, which expires on October 18, 2023. OCD acknowledges receipt of the filing fee (\$100.00) and temporary permission fee (\$50.00) within a separately mailed submittal received by OCD on August 28, 2023.

Based on the information provided in the request, *temporary permission is hereby granted to HEP for the discharge of the hydrostatic test wastewater generated from all new pipeline 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:
 - 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;

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August 28, 2023
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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. HEP 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 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
 - d. the source and quality of test water (laboratory analysis, if necessary).

This temporary permission shall expire 120-days after October 18, 2023. **This temporary permission will expire on February 15, 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.

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Please be advised that approval of this request does not relieve HEP of liability should operations result in pollution of surface water, ground water or the environment. Nor does approval relieve HEP 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 me at (505) 469-7486 or brad.a.jones@emnrd.nm.gov.

Respectfully,

A handwritten signature in blue ink, appearing to read "Brad A. Jones", with a large, stylized flourish extending from the end of the signature.

Brad A. Jones
Environmental Specialist



August 24, 2023

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

RE: Holly Energy Partners Operating, L.P. Request for 120-Day Temporary Permission to Discharge Hydrostatic Test Water
OGRID 282505
Permit Number: HBP-041

Dear Mr. Jones,

On behalf of Holly Energy Partners Operating L.P. (HEP), I am submitting this request for renewal of the 120-Day Temporary Permission to discharge hydrostatic test water resulting from the testing of new pipelines for HEP.

Discharges will be done in a manner to control erosion and prevent sediment discharging from the site. Methods of controlling sediment include: filter bags, detention basins, utilizing a water truck to spray test waters for dust suppression on the right-of-way, working the test water into the trench spoils to aid with compaction, placing the water in the trench and allowing it to soak or evaporate.

HEP acknowledges that conditions below must be satisfied for the use of the 120-Day Temporary Permission:

- a. the volume of the discharge is less than 25,000 gallons per hydrostatic test;
- b. water from a public/municipal water supply or other OCD approved sources, by written request and analytical results, is used for each hydrostatic test;
- c. email or written notification must be provided to the OCD 72 hours prior to each hydrostatic discharge event. Each notice shall contain the following information:
 - i. the proposed location of hydrostatic test discharge (Section/Township/Range or GPS coordinates);
 - ii. the date of the proposed discharge;
 - iii. the volume of the proposed discharge; and
 - iv. the source of hydrostatic test water;

- d. the discharge will not enter any lake, perennial stream, river, or their respective tributaries that may be seasonal;
- e. no discharge shall occur:
 - i. where ground water is less than 10 feet below ground surface.
 - ii. 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);
 - iii. within an existing wellhead protection area (defined in 19.15.2.7.W(8) NMAC);
 - iv. within 500 feet of a wetland (defined in 19.15.2.7.W(9) NMAC); or
 - v. within 500 feet from the nearest permanent residence, school, hospital, institution, or church;
- f. best management practices must be implemented to contain the discharge onsite, to ensure the discharge does not impact adjacent property, and to control erosion;
- g. 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;
- h. 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 discharge event; and
- i. A report, summarizing all hydrostatic test wastewater discharges of less than 25,000 gallons per hydrostatic test event, will be submitted to the OCD within 45 days after the temporary permission expiration date and shall contain the following information:
 - i. the location of each hydrostatic test water discharge (Section/Township/Range or GPS coordinates);
 - ii. the date of each discharge;
 - iii. the volume of each discharge; and
 - iv. the source and quality of test water (laboratory analysis, if necessary).

Enclosed is a check for the \$100.00 filing fee and \$50.00 for the temporary permission fee made out to the Water Quality Management Fund – New Mexico Oil Conservation Division. If you have any questions or comments, please feel free to contact me.



Melanie Nolan
Environmental Specialist I
Holly Energy Partners
1602 W. Main
Artesia, NM 88210
Office: (575) 748-8972
Cell: (214) 605-8303
Fax: (575) 748-4052

HOLLY ENERGY PARTNERS-OPERATING LP
2828 N. Harwood St., Suite 1300
Dallas TX 75201-1507

WATER QUALITY MANAGEMENT FUND
c/o OIL CONSERVATION DIVISION
1220 S SAINT FRANCIS DR
SANTA FE NM 87505-4225

Check Date 08/07/2023
Check Amount \$ 50.00
Vendor No 5008181
Payment Document [REDACTED]
Company Code 7070

Invoice Date	Invoice Number	Description	Invoice Amount	Discount Amount	Net Amount
08/03/2023	080323-DISCHG	AUG 2023 TEMP PERM FEE DISCHG HYDRO	50.00	0.00	50.00

Payment document	Check number	Date	Currency	Payment amount
[REDACTED]	7000073179	08/07/2023	USD	*****50.00*

THE ORIGINAL DOCUMENT HAS A WHITE REFLECTIVE WATERMARK ON THE BACK. HOLD AT AN ANGLE TO VIEW. DO NOT CASH IF NOT PRESENT.

HOLLY ENERGY PARTNERS-OPERATING LP
2828 N. Harwood St., Suite 1300
Dallas TX 75201-1507

64-1278/611 7000073179
08/07/2023

PAY EXACTLY
*****50.00*USD
VOID AFTER 180 DAYS

PAY *** FIFTY and 00/100 USD***

TO THE
ORDER OF WATER QUALITY MANAGEMENT FUND
c/o OIL CONSERVATION DIVISION
1220 S SAINT FRANCIS DR
SANTA FE NM 87505-4225



AUTHORIZED SIGNATURE

Bank of America N.A.

HOLLY ENERGY PARTNERS-OPERATING LP
2828 N. Harwood St., Suite 1300
Dallas TX 75201-1507

WATER QUALITY MANAGEMENT FUND
c/o OIL CONSERVATION DIVISION
1220 S SAINT FRANCIS DR
SANTA FE NM 87505-4225

Check Date 08/08/2023
Check Amount \$ 100.00
Vendor No 5008181
Payment Document [REDACTED]
Company Code 7070

Invoice Date	Invoice Number	Description	Invoice Amount	Discount Amount	Net Amount
08/03/2023	080323-FEE	AUG 2023 TEMP PERM FEE DISCHG HYDRO	100.00	0.00	100.00

Payment document	Check number	Date	Currency	Payment amount
[REDACTED]	7000073187	08/08/2023	USD	*****100.00*

THE ORIGINAL DOCUMENT HAS A WHITE REFLECTIVE WATERMARK ON THE BACK.

HOLD AT AN ANGLE TO VIEW. DO NOT CASH IF NOT PRESENT.

HOLLY ENERGY PARTNERS-OPERATING LP
2828 N. Harwood St., Suite 1300
Dallas TX 75201-1507

64-1278/611 7000073187
08/08/2023

PAY EXACTLY
*****100.00*USD

VOID AFTER 180 DAYS

PAY *** ONE HUNDRED and 00/100 USD***

TO THE
ORDER OF WATER QUALITY MANAGEMENT FUND
c/o OIL CONSERVATION DIVISION
1220 S SAINT FRANCIS DR
SANTA FE NM 87505-4225



AUTHORIZED SIGNATURE

Bank of America N.A.

ORIGIN ID:ROWA (575) 748-8972
MELANIE NOLAN
HOLLY ENERGY PARTNERS
1602 W. MAIN

SHIP DATE: 24AUG23
ACTWGT: 1.00 LB
CAD: 107928066/INET4535

BILL SENDER

ARTESIA, NM 88210
UNITED STATES US

TO **OIL CONSERVATION DIVISION
WATER QUALITY MANAGEMENT FUND
1220 S. ST. FRANCIS DRIVE**

583J5I7584/9AEC3

SANTA FE NM 87505

INV: (505) 476-3460 REF:

PO: DEPT:



**MON - 28 AUG 5:00P
** 2DAY ****

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District III
 1000 Rio Brazos Rd., Aztec, NM 87410
 Phone:(505) 334-6178 Fax:(505) 334-6170
District IV
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 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 257544

CONDITIONS

Operator: HOLLY ENERGY PARTNERS - OPERATING, LP 1602 W. Main St. Artesia, NM 88210	OGRID: 282505
	Action Number: 257544
	Action Type: [UF-HP] HBP Permission (HBP)

CONDITIONS

Created By	Condition	Condition Date
bjones	OCD emailed the renewal approval of HBP-41 to Melanie Nolan (HEP) on August 29, 2023. The approved email is attached to this request. If you have any questions regarding this matter, please do not hesitate to contact me.	8/29/2023