

Venegas, Victoria, EMNRD

From: Venegas, Victoria, EMNRD
Sent: Thursday, September 24, 2020 2:58 PM
To: Barnhill, Amy D.; Bratcher, Mike, EMNRD; Hamlet, Robert, EMNRD; Eads, Cristina, EMNRD
Cc: spills@slo.state.nm.us; 'DeLeon, Josepha'
Subject: NCH1832058269 VACUUM GLORIETTA WEST UNIT @ FCH1832057923
Attachments: (C-141 Remediation Plan) NCH1832058269 VACUUM GLORIETTA WEST UNIT @ FCH1832057923.pdf

NCH1832058269 VACUUM GLORIETTA WEST UNIT @ FCH1832057923

Ms. Barnhill,

The OCD has denied the submitted Site Characterization/Remediation Plan C-141 for incident # NCH1832058269 VACUUM GLORIETTA WEST UNIT @ FCH1832057923 for the following reasons:

- Per 19.15.29.12.C.(2) a deferral can only be granted on an active well pad and not on a road, right-of-way, or in the pasture.
- The OCD wants to clarify that the entire release area will not be deferred, only the sample points that are around production equipment such as production tanks, wellheads and pipelines. The deferral may be granted so long as the contamination is fully delineated and does not cause an imminent risk to human health, the environment, or ground water. Final remediation and reclamation shall take place in accordance with 19.15.29.12 and 19.15.29.13 NMAC once the site is no longer being used for oil and gas operations. In the future, there are a couple mandatory things that need to be accomplished for a deferral. All sample points, except the requested sample points for deferral, must have contaminated soil removed before a deferral request is uploaded to the payment portal. The only remediation that should remain are the sample points that are being requested for deferral.

The Denied C-141 can be found in the online image file. Please review and make the required correction prior to resubmitting through the fee portal.

Thank you,

Victoria Venegas
State of New Mexico
Energy, Minerals, and Natural Resources
Oil Conservation Division
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(575) 909-0269
Victoria.Venegas@state.nm.us

OCD approval does not relieve the operator of liability should their operations fail to adequately investigate and remediate contamination that may pose a threat to groundwater, surface water, human health or the environment. In addition, OCD approval does not relieve the operator of responsibility for compliance with any other federal, state, or local laws and/or regulations.