

From: [Hamlet, Robert, EMNRD](#)
To: "Baker, Larry"
Cc: [Bratcher, Mike, EMNRD](#); [Eads, Cristina, EMNRD](#)
Subject: Remediation Denied - Apache - Byrd Battery - (Incident #NRM2010837524)
Date: Monday, November 30, 2020 2:44:00 PM
Attachments: [Remediation Denied - Apache - Byrd Battery.pdf](#)

Larry,

We have received your Workplan/Remediation Proposal for **Incident #NRM2010837524 Byrd Battery**, thank you. This Workplan/Remediation proposal is denied.

- The release is not delineated, need additional sample points inside the battery (full delineation). Also, samples need to be conducted outside the bermed battery area to confirm liquids did not permeate outside the facility.
- Please continue to horizontally delineate sample points to 100 mg/kg for TPH on the outer edges/periphery. Sidewalls on the edge of the release need to be delineated to 600 mg/kg for chlorides and 100 mg/kg for TPH for the spill to be horizontally delineated. All sidewall samples must include **all components** in Table 1 of the spill rule.
- Please, elaborate on how Apache plans on achieving enough physical agitation inside the bermed area of the battery to provide oxygen to the deeper contaminated soil insitu.

Please let me know if you have any further questions.

Regards,

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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.