



DEPARTMENT OF NATURAL RESOURCES
John W. Hickenlooper, Governor
1120 Lincoln St. Suite 801
Denver, CO 80203
Phone: (303) 894-2100
FAX: (303) 894-2109
www.colorado.gov/cogcc

January 20, 2011

Amy Webber, P.E.
Project Engineer
Paragon Consulting Group
1103 Oak Park Dr., Suite 110
Fort Collins, Colorado 80525

RE: COGCC Remediation No. 3858
Berger Tank Battery (05-123-08554)
NENE Section 23, T2N, R68W
Weld County, Colorado

Dear Ms. Webber:

I have reviewed the recent remediation status report for the Colorado Oil and Gas Conservation Commission (COGCC) remediation number 3858. At this time the COGCC staff is unable to grant this remediation No-Further-Action (NFA) based on exceedances State of Colorado ground water standard for benzene (5 µg/l) at the sample collection locations T1, T2, and T3. Where ground water has been impacted by O&G operations, the COGCC requires four (4) consecutive quarterly samples with non detection of State of Colorado ground water standards (in this case BTEX compounds) for consideration of NFA status for any remediation. The COGCC does not have the authority to consider risk-based closure on contaminated sites.

Should you have any questions, please call me at (303) 894-2100 ext.112.

Respectfully,

Robert H. Chesson, C.P.G., P.G.
Environmental Protection Specialist