

State of Colorado  
Oil and Gas Conservation Commission

1120 Lincoln Street, Suite 801, Denver, Colorado 80203  
Phone: (303) 894-2100 Fax: (303) 894-2109



Document Number:

403423541

Date Received:

06/05/2023

FIR RESOLUTION FORM

Overall Status:

CA Summary:

10 of 11 CAs from the FIR responded to on this Form

0 CA Completed

10 Factual Review Request

OPERATOR INFORMATION

OGCC Operator Number: 96850

Name of Operator: TEP ROCKY MOUNTAIN LLC

Address: 1058 COUNTY ROAD 215

City: PARACHUTE State: CO Zip: 81635

Contact Name and Telephone:

Name: \_\_\_\_\_

Phone: ( ) Fax: ( )

Email: \_\_\_\_\_

Additional Operator Contact:

Contact Name

Phone

Email

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Trujillo, Aaron

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Gardner, Mike

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TEP

COGCCInspectionReports@terraep.com

COGCC INSPECTION SUMMARY:

FIR Document Number: 702801561

Inspection Date: 05/30/2023

FIR Submit Date: 06/01/2023

FIR Status: \_\_\_\_\_

Inspected Operator Information:

Company Name: TEP ROCKY MOUNTAIN LLC

Company Number: 96850

Address: 1058 COUNTY ROAD 215

City: PARACHUTE State: CO Zip: 81635

LOCATION - Location ID: 335045

Location Name: South Leverich Number: 13-09 Pad County: \_\_\_\_\_

Qtrqr: LOT 3 Sec: 13 Twp: 7S Range: 94W Meridian: 6

Latitude: 39.435590 Longitude: -107.829100

FACILITY - API Number: 05-045-00 Facility ID: 335045

Facility Name: South Leverich Number: 13-09 Pad

Qtrqr: LOT 3 Sec: 13 Twp: 7S Range: 94W Meridian: 6

Latitude: 39.435590 Longitude: -107.829100

CORRECTIVE ACTIONS:

2 CA# 171757

Corrective Action: Install or repair BMPs per Rule 1002.f and 1002.c.

Date: 05/30/2023

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Date Run: 6/5/2023 Doc [#403423541]

Operator  
Comment:

This inspection report (doc #702801561) was received by TEP on June 2, 2023. This corrective action date was issued before TEP received the Field Inspection Report, therefore this CA date is not attainable. TEP has repaired many of the CAs identified in the Field Inspection Report dated 04/21/23 (doc #702801487), and we continue to address BMPs as site conditions allow. TEP met again with our BMP contractor on 06/05/23 to review CAs identified within this most current inspection report. Work to address these BMPs will begin on 6/06/23 and will proceed as site conditions allow. Many of the outlying areas and edges of the pad remain saturated and too wet to safely operate heavy equipment. Progress on completing CAs identified within this report will be submitted on subsequent FIRRs.

COGCC Decision: \_\_\_\_\_

COGCC  
Representative:

**3** CA# 171758

Corrective Action: Install or repair BMPs per Rule 1002.f.

Date: 05/30/2023

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Operator  
Comment:

This inspection report (doc #702801561) was received by TEP on June 2, 2023. This corrective action date was issued before TEP received the Field Inspection Report, therefore this CA date is not attainable. TEP has repaired many of the CAs identified in the Field Inspection Report dated 04/21/23 (doc #702801487), and we continue to address BMPs as site conditions allow. TEP met again with our BMP contractor on 06/05/23 to review CAs identified within this most current inspection report. Work to address these BMPs will begin on 6/06/23 and will proceed as site conditions allow. Many of the outlying areas and edges of the pad remain saturated and too wet to safely operate heavy equipment. Progress on completing CAs identified within this report will be submitted on subsequent FIRRs.

COGCC Decision: \_\_\_\_\_

COGCC  
Representative:

**4** CA# 171759

Corrective Action: Install or repair BMPs per Rule 1002.f.

Date: 05/30/2023

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Operator  
Comment:

This inspection report (doc #702801561) was received by TEP on June 2, 2023. This corrective action date was issued before TEP received the Field Inspection Report, therefore this CA date is not attainable. TEP has repaired many of the CAs identified in the Field Inspection Report dated 04/21/23 (doc #702801487), and we continue to address BMPs as site conditions allow. TEP met again with our BMP contractor on 06/05/23 to review CAs identified within this most current inspection report. Work to address these BMPs will begin on 6/06/23 and will proceed as site conditions allow. Many of the outlying areas and edges of the pad remain saturated and too wet to safely operate heavy equipment. Progress on completing CAs identified within this report will be submitted on subsequent FIRRs.

COGCC Decision: \_\_\_\_\_

COGCC  
Representative:

**5** CA# 171760

Corrective Action: Install or repair BMPs per Rule 1002.f.

Date: 05/30/2023

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Operator  
Comment:

This inspection report (doc #702801561) was received by TEP on June 2, 2023. This corrective action date was issued before TEP received the Field Inspection Report, therefore this CA date is not attainable. TEP has repaired many of the CAs identified in the Field Inspection Report dated 04/21/23 (doc #702801487), and we continue to address BMPs as site conditions allow. TEP met again with our BMP contractor on 06/05/23 to review CAs identified within this most current inspection report. Work to address these BMPs will begin on 6/06/23 and will proceed as site conditions allow. Many of the outlying areas and edges of the pad remain

saturated and too wet to safely operate heavy equipment. Progress on completing CAs identified within this report will be submitted on subsequent FIRRs.

COGCC Decision: \_\_\_\_\_

COGCC  
Representative:

**6** CA# 171761

Corrective Action: Install or repair BMPs per Rule 1002.f and 1002.c.

Date: 04/26/2023

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Operator Comment: This inspection report (doc #702801561) was received by TEP on June 2, 2023. This corrective action date was issued before TEP received the Field Inspection Report, therefore this CA date is not attainable. TEP has repaired many of the CAs identified in the Field Inspection Report dated 04/21/23 (doc #702801487), and we continue to address BMPs as site conditions allow. TEP met again with our BMP contractor on 06/05/23 to review CAs identified within this most current inspection report. Work to address these BMPs will begin on 6/06/23 and will proceed as site conditions allow. Many of the outlying areas and edges of the pad remain saturated and too wet to safely operate heavy equipment. Progress on completing CAs identified within this report will be submitted on subsequent FIRRs.

COGCC Decision: \_\_\_\_\_

COGCC  
Representative:

**7** CA# 171762

Corrective Action: Implement or modify BMPs for improved material handling and spill prevention.

Date: 04/29/2023

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Operator Comment: This inspection report (doc #702801561) was received by TEP on June 2, 2023. This corrective action date was issued before TEP received the Field Inspection Report, therefore this CA date is not attainable. TEP has repaired many of the CAs identified in the Field Inspection Report dated 04/21/23 (doc #702801487), and we continue to address BMPs as site conditions allow. TEP met again with our BMP contractor on 06/05/23 to review CAs identified within this most current inspection report. Work to address these BMPs will begin on 6/06/23 and will proceed as site conditions allow. Many of the outlying areas and edges of the pad remain saturated and too wet to safely operate heavy equipment. Progress on completing CAs identified within this report will be submitted on subsequent FIRRs.

COGCC Decision: \_\_\_\_\_

COGCC  
Representative:

**8** CA# 171763

Corrective Action: Install or repair BMPs per Rule 1002.f.

Date: 05/30/2023

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Operator Comment: This inspection report (doc #702801561) was received by TEP on June 2, 2023. This corrective action date was issued before TEP received the Field Inspection Report, therefore this CA date is not attainable. TEP has repaired many of the CAs identified in the Field Inspection Report dated 04/21/23 (doc #702801487), and we continue to address BMPs as site conditions allow. TEP met again with our BMP contractor on 06/05/23 to review CAs identified within this most current inspection report. Work to address these BMPs will begin on 6/06/23 and will proceed as site conditions allow. Many of the outlying areas and edges of the pad remain saturated and too wet to safely operate heavy equipment. Progress on completing CAs identified within this report will be submitted on subsequent FIRRs.

COGCC Decision: \_\_\_\_\_

COGCC  
Representative:

9 CA# 171764

Corrective Action: Corrective Action 1: Conduct additional topsoil salvage per Rule 1002.b: CA Date 4/25/2023.

Date: 04/25/2023

Corrective Action 2: Operator is being directed to propose an acceptable solution to the COGCC in order to resolve the soil salvage compliance issues. Operator shall provide meaningful solutions to address this issue. Submit in a Form 4 with a request that document is routed to Reclamation Specialist O'Malley. CA Date 6/6/2023.

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Operator Comment: A Form 4 and supporting calculations were provided to COGCC as requested in documents #403411906 and #403411941 on June 24, 2023. TEP will provide further explanation of the top soil volumes salvaged to date, and the actual volumes of top soil needed during reclamation. This information will be submitted to COGCC via Form 4 by June 30, 2023.

This inspection report (doc #702801561) was received by TEP on June 2, 2023. This corrective action date was issued before TEP received the Field Inspection Report, therefore this CA date is not attainable. TEP has repaired many of the CAs identified in the Field Inspection Report dated 04/21/23 (doc #702801487), and we continue to address BMPs as site conditions allow. TEP met again with our BMP contractor on 06/05/23 to review CAs identified within this most current inspection report. Work to address these BMPs will begin on 6/06/23 and will proceed as site conditions allow. Many of the outlying areas and edges of the pad remain saturated and too wet to safely operate heavy equipment. Progress on completing CAs identified within this report will be submitted on subsequent FIRRs.

COGCC Decision:

COGCC  
Representative:

10 CA# 171765

Corrective Action: Implement BMPs to protect topsoil applied throughout the location from erosion degradation and from contamination with subsoil.

Date: 04/27/2023

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Operator Comment: This inspection report (doc #702801561) was received by TEP on June 2, 2023. This corrective action date was issued before TEP received the Field Inspection Report, therefore this CA date is not attainable. TEP has repaired many of the CAs identified in the Field Inspection Report dated 04/21/23 (doc #702801487), and we continue to address BMPs as site conditions allow. TEP met again with our BMP contractor on 06/05/23 to review CAs identified within this most current inspection report. Work to address these BMPs will begin on 6/06/23 and will proceed as site conditions allow. Many of the outlying areas and edges of the pad remain saturated and too wet to safely operate heavy equipment. Progress on completing CAs identified within this report will be submitted on subsequent FIRRs.

COGCC Decision:

COGCC  
Representative:

11 CA# 171766

Corrective Action: Install or repair required BMPs per Rule 1002.f.

Date: 05/30/2023

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Operator Comment: This inspection report (doc #702801561) was received by TEP on June 2, 2023. This corrective action date was issued before TEP received the Field Inspection Report, therefore this CA date is not attainable. TEP has repaired many of the CAs identified in the Field Inspection Report dated 04/21/23 (doc #702801487), and we continue to address BMPs as site conditions allow. TEP met again with our BMP contractor on 06/05/23 to review CAs identified within this most current inspection report. Work to address these BMPs will begin on 6/06/23 and will proceed as site conditions allow. Many of the outlying areas and edges of the pad remain

saturated and too wet to safely operate heavy equipment. Progress on completing CAs identified within this report will be submitted on subsequent FIRRs.

COGCC Decision: \_\_\_\_\_

COGCC  
Representative: \_\_\_\_\_

#### OPERATOR COMMENT AND SUBMITTAL

Comment: This inspection report (doc #702801561) was received by TEP on June 2, 2023. This corrective action date was issued before TEP received the Field Inspection Report, therefore this CA date is not attainable. TEP has repaired many of the CAs identified in the Field Inspection Report dated 04/21/23 (doc #702801487), and we continue to address BMPs as site conditions allow. TEP met again with our BMP contractor on 06/05/23 to review CAs identified within this most current inspection report. Work to address these BMPs will begin on 6/06/23 and will proceed as site conditions allow. Many of the outlying areas and edges of the pad remain saturated and too wet to safely operate heavy equipment. Progress on completing CAs identified within this report will be submitted on subsequent FIRRs.

A Form 4 and supporting calculations were provided to COGCC as requested in documents #403411906 and #403411941 on June 24, 2023. TEP will provide further explanation of the top soil volumes salvaged to date, and the actual volumes of top soil needed during reclamation. This information will be submitted to COGCC via Form 4 by June 30, 2023.

See attached photos showing saturated soil conditions on south and western edges of location as of June 5, 2023. TEP is working towards completing these corrective actions but can only do so when conditions are safe and can be access by heavy equipment needed to complete the tasks.

I hereby certify that the statements made in this form are, to the best of my knowledge, true, correct, and complete.

Print Name: Michael Gardner

Signed: \_\_\_\_\_

Title: TEP Environmental Lead

Date: 6/5/2023 4:34:56 PM

#### ATTACHMENT LIST

View Attachments in Imaged Documents on COGCC website (<http://ogccweblink.state.co.us/>) - Search by Document Number.

<u>Document Number</u>	<u>Description</u>
403423665	Saturated Soil Conditions Near BMPs on South Side of Pad - June 5, 2023
403423666	Saturated Soil Conditions Near BMPs on South Side of Pad - June 5, 2023
403423677	Saturated Soil Conditions Near BMPs on West Side of Pad - June 5, 2023

Total Attach: 3 Files