

Kris Rowe

From: Canfield, Chris <Chris.Canfield@state.co.us>
Sent: Friday, September 23, 2011 3:28 PM
To: Kris Rowe
Subject: RE: Non-Permitted Pit Closures

Hi Kris,

The pits you're describing would not have required pit permits by rule. As a result, they would not be closed under our Form 27 process, unless you discover a historical release during closure operations. If a historical spill/release is discovered during closure operations, then you must submit a Form 19 as per Rule 905.c. A COGCC spill/release tracking number will then be assigned and a Form 27 may be required. Otherwise, it's simply a matter of collecting and analyzing the samples needed to verify compliance with the Table 910-1 standards.

One standard that will prove to be problematic is arsenic. However, you can request that we consider a demonstration of site-specific background concentrations as an alternative to the default value in Table 910-1. Such a request is made by Sundry Notice. Typically, arsenic results for at least three discrete samples from nearby locations that haven't been impacted are attached to the sundry as the technical basis for the request.

Also, you need not necessarily analyze for the entire Table 910-1 list, but you must have prior approval to use a short list reflecting your knowledge of site-specific conditions and operational history.

I suggest you submit a boilerplate work plan by Sundry Notice. That plan should include your request for use of short list of target analytes as an alternative to the entire 910-1 list. I'll review the work plan and approve the sundry at which point you'll be good to go. Once you finish, submit (also by sundry) a notice of completion and your request for consideration of background concentration of arsenic at each of the locations. The result will be a complete record of what you did and a demonstration of compliance with the rules.

Please let me know if I've helped or only confused matters.

Chris

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From: Kris Rowe [mailto:krowe@hrlcomp.com]
Sent: Friday, September 23, 2011 12:19 PM
To: Canfield, Chris
Subject: Non-Permitted Pit Closures

Mr. Canfield,

Have you had a chance to look into the documents required for the closure of non-permitted pigging pits that were constructed in the early 80's and 90's? HCSI has a couple of clients that would like to move forward with the closure of these pits and we would like to ensure that we are following all appropriate steps needed to be taken to ensure compliance with the COGCC and the successful closure of these pits.

Feel free to call me at numbers provided below with any questions.

Thank you,

Kris

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