

Archived: Wednesday, April 13, 2022 4:00:08 PM  
From: [Marette - DNR, Brandon](#)  
Mail received time: Tue, 25 Jan 2022 00:04:06  
Sent: Monday, January 24, 2022 5:04:07 PM  
To: [Riemer, Joseph](#)  
Cc: [Colling, Tracy Samet, Sam](#)  
Subject: [EXTERNAL] Re: CPW 1202.a.(3) Waiver- Democrat OGDG: Berry Farms 8-8HZ, Camenisch 10-33HZ, Swartz 2-4HZ  
Importance: Normal  
Sensitivity: None

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**WARNING - This message is from an EXTERNAL SENDER - be CAUTIOUS, particularly with links and attachments.**

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Good afternoon Joseph,

Since it appears that Oxy is not directly or indirectly impacting any wetlands or adjacent drainages with these three new locations due to the presence of their stormwater BMPs, CPW grants a waiver for COGCC Rule 1202.a.(3).

Regards,

**Brandon B. Marette, CWB®**  
Northeast Region Energy Liaison and Land Use Coordinator



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[CPW's Energy Webpage](#)  
[CPW's Wildlife Movements Webpage](#)



**THINK SAFETY FIRST!**



On Mon, Jan 24, 2022 at 1:38 PM Riemer, Joseph <[Joseph.Riemer@oxy.com](mailto:Joseph.Riemer@oxy.com)> wrote:

Hey Brandon,

We have 3 locations for our Democrat OGDG that we would like to request 1202.a.(3) waiver for.

We are writing to request a waiver at KMOG's Berry Farms 8-8HZ, Camenisch 10-33HZ, and Swartz 2-4HZ location from Rule 1202 c.(3) which states, At new and existing Oil and Gas Locations, Operators will not situate new staging, refueling, or Chemical storage areas within 500 feet of the Ordinary High Water Mark ("OHWM") of any river, perennial or intermittent stream, lake, pond, or wetland. The chemicals will be used for the production phase of the location. The chemical totes that are used on KMOG locations in the DJ contain built in secondary containment and are made of steel. In addition, KMOG will have earthen berms on the downgradient edges of the pad. All other tanks on location will be within steel bermed secondary containment compliant with EPA rule 40CFR 112 Subpart A, B, C.

I have attached a picture of the chemical totes as well as a map of the area that shows flow direction relative to the location.

[cid:image001.jpg@01D81126.CD31C4D0]

Please don't hesitate to reach out if you have any questions or concerns. If possible, we would like a response by 1/31/22.

Thank you,

Joseph Riemer, MS, MBA, RSO  
Environmental Specialist, Rockies HSE  
Office: 720.929.6090 | Denver  
[Logo, icon Description automatically generated]

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