

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:  
403062312

Date Received:  
05/27/2022

FIR RESOLUTION FORM

Overall Status: FRQ

CA Summary:

6 of 8 CAs from the FIR responded to on this Form

0 CA Completed  
6 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
		<a href="mailto:alex.fischer@state.co.us">alex.fischer@state.co.us</a>
		<a href="mailto:john.heil@state.co.us">john.heil@state.co.us</a>
<u>.Inspections</u>		<a href="mailto:COGCCInspectionReports@terraep.com">COGCCInspectionReports@terraep.com</a>

COGCC INSPECTION SUMMARY:

FIR Document Number: 696203718  
Inspection Date: 05/05/2022 FIR Submit Date: 05/25/2022 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: 480732

Location Name: FEDERAL Number: WMC 24-17 County: \_\_\_\_\_  
Qtrqr: SESW Sec: 17 Twp: 7S Range: 93W Meridian: 6  
Latitude: 39.439076 Longitude: -107.799611

FACILITY - API Number: 05-045-00 Facility ID: 480732

Facility Name: FEDERAL Number: WMC 24-17  
Qtrqr: SESW Sec: 17 Twp: 7S Range: 93W Meridian: 6  
Latitude: 39.439076 Longitude: -107.799611

CORRECTIVE ACTIONS:

2  CA# 162271

Corrective Action: Comply with 1002.f and install or maintain stormwater and erosion control BMPs in accordance with good engineering practices.

Date: 06/01/2022

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Inspection was conducted on May 5, 2022. The FIR was received on May 25, 2022. There is not sufficient time to complete the CA by the June 1, 2022 due date. An email was sent to Inspector Trujillo on May 26, 2022.

Operator Comment: providing details and is attached.

COGCC Decision: **Not Approved**

COGCC Representative: COGCC Decision regarding the Factual Review request is "not approved".  
It is the COGCC's expectation that Locations are in compliance with Stormwater Rules at all times; the Location will remain out of compliance until the corrective action has been addressed.

COGCC Supervisor: COGCC Decision regarding the Factual Review request is "not approved".  
It is the COGCC's expectation that Locations are in compliance with Stormwater Rules at all times; the Location will remain out of compliance until the corrective action has been addressed.

**3**  CA# 162272

Corrective Action: Comply with 1002.f and install or maintain stormwater and erosion control BMPs in accordance with good engineering practices.

Date: 06/01/2022

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Operator Comment: Inspection was conducted on May 5, 2022. The FIR was received on May 25, 2022. There is not sufficient time to complete the CA by the June 1, 2022 due date. An email was sent to Inspector Trujillo on May 26, 2022 providing details and is attached.

COGCC Decision: **Not Approved**

COGCC Representative: COGCC Decision regarding the Factual Review request is "not approved".  
It is the COGCC's expectation that Locations are in compliance with Stormwater Rules at all times; the Location will remain out of compliance until the corrective action has been addressed.

COGCC Supervisor: COGCC Decision regarding the Factual Review request is "not approved".  
It is the COGCC's expectation that Locations are in compliance with Stormwater Rules at all times; the Location will remain out of compliance until the corrective action has been addressed.

**4**  CA# 162273

Corrective Action: Comply with 1002.f and install or maintain stormwater and erosion control BMPs in accordance with good engineering practices.

Date: 06/01/2022

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Operator Comment: Inspection was conducted on May 5, 2022. The FIR was received on May 25, 2022. There is not sufficient time to complete the CA by the June 1, 2022 due date. An email was sent to Inspector Trujillo on May 26, 2022 providing details and is attached.

COGCC Decision: **Not Approved**

COGCC Representative: COGCC Decision regarding the Factual Review request is "not approved".  
It is the COGCC's expectation that Locations are in compliance with Stormwater Rules at all times; the Location will remain out of compliance until the corrective action has been addressed.

COGCC Supervisor: COGCC Decision regarding the Factual Review request is "not approved".  
It is the COGCC's expectation that Locations are in compliance with Stormwater Rules at all times; the Location will remain out of compliance until the corrective action has been addressed.

**5**  CA# 162274

Corrective Action: Comply with 1002.f and install or maintain stormwater and erosion control BMPs in accordance with good engineering practices.

Date: 06/01/2022

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Operator Comment: Inspection was conducted on May 5, 2022. The FIR was received on May 25, 2022. There is not sufficient time to complete the CA by the June 1, 2022 due date. An email was sent to Inspector Trujillo on May 26, 2022 providing details and is attached.

COGCC Decision: **Not Approved**

COGCC Representative: COGCC Decision regarding the Factual Review request is "not approved".  
It is the COGCC's expectation that Locations are in compliance with Stormwater Rules at all times; the Location will remain out of compliance until the corrective action has been addressed.

COGCC Supervisor: COGCC Decision regarding the Factual Review request is "not approved".  
It is the COGCC's expectation that Locations are in compliance with Stormwater Rules at all times; the Location will remain out of compliance until the corrective action has been addressed.

6  CA# 162275

Corrective Action: Comply with 1002.f and install or maintain stormwater and erosion control BMPs in accordance with good engineering practices.

Date: 06/01/2022

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Operator Comment: Inspection was conducted on May 5, 2022. The FIR was received on May 25, 2022. There is not sufficient time to complete the CA by the June 1, 2022 due date. An email was sent to Inspector Trujillo on May 26, 2022 providing details and is attached.

COGCC Decision: **Not Approved**

COGCC Representative: COGCC Decision regarding the Factual Review request is "not approved".  
It is the COGCC's expectation that Locations are in compliance with Stormwater Rules at all times; the Location will remain out of compliance until the corrective action has been addressed.

COGCC Supervisor: COGCC Decision regarding the Factual Review request is "not approved".  
It is the COGCC's expectation that Locations are in compliance with Stormwater Rules at all times; the Location will remain out of compliance until the corrective action has been addressed.

8  CA# 162277

Corrective Action: Improper soil salvage has resulted in the loss or degradation of the topsoil resource, therefore Operator is being directed to propose an acceptable solution to the COGCC, in order to resolve the soil salvage compliance issues.

Date: 06/03/2022

Operator shall provide solution and justifications attached to a Form 4, and submit with a request that document is routed to NW Reclamation Specialist Trujillo.

This corrective action will stand until issue has been resolved.

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Operator Comment: Inspection was conducted on May 5, 2022. The FIR was received on May 25, 2022. There is not sufficient time to complete the CA by the June 3, 2022 due date. An email was sent to Inspector Trujillo on May 26, 2022 providing details and is attached.

COGCC Decision: **Not Approved**

COGCC Representative: COGCC Decision regarding the Factual Review request is "not approved".  
The Location will remain out of compliance until the corrective action has been addressed.

COGCC  
Supervisor:

COGCC Decision regarding the Factual Review request is "not approved".  
The Location will remain out of compliance until the corrective action has been addressed.

**OPERATOR COMMENT AND SUBMITTAL**

Comment: COGCC conducted a site inspection on May 5, 2022. The FIR was received by TEP on May 25, 2022. Corrective due dates for June 1 and 3, 2022 are not attainable. See attached email dated May 26, 2022.

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: 5/27/2022 10:33:18 PM

**ATTACHMENT LIST**

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

<b><u>Document Number</u></b>	<b><u>Description</u></b>
403062312	FIR RESOLUTION SUBMITTED
403062321	Correspondence
403062324	Correspondence
403062325	WMC 24-27 Erosion Control Plan

Total Attach: 4 Files