



# LESSER IMPACT AREA EXEMPTION REQUEST

The information below describes Lesser Impact Area exemption requests for Plans required under Rule 304.c for CPX Piceance Holdings, LLC (CPX). CPX owns and operates Tepee Park Ranch (TPR) in Garfield County, Colorado, primarily for development of natural gas. CPX has prepared an Oil and Gas Development Plan and Form 2A application for a proposed Temporary Water Support Pad 25B on TPR. Pad 25B is proposed in the SW ¼ SE ¼ Section 25, Township 7 South, Range 94 West. In accordance with Rule 304.d.(1) and Colorado Oil and Gas Conservation Commission guidance (February 18, 2021), the Lesser Impact Area exemption requests below are based on findings that impacted resources are not present or that impacts will be so minimal as to pose no concern.

## (2) Noise Mitigation Plan

Requirement	Response
Exemption Requested	Rule 304.c.(2) Noise Mitigation Plan
Resource Concern	Noise impacts to people and wildlife
Exemption Circumstance	The impact to the resource is so minimal as to pose no concern.
Description	<p>TPR proposes continuation of existing land uses, which included historical logging operations and current natural gas production. There are no residential building units (RBUs) within 2,000 feet, or within 1 mile, of Pad 25B, as shown on the Cultural Features Map submitted with the Form 2A application. Mapping data and operator knowledge confirm that the nearest residential building unit is a single residence greater than 1 mile northwest of Pad 25B. The RBU is separated from Pad 25B by aspen and spruce forest. There will be no well drilling on 25B because it will support only temporary water storage. Noise occurring on Pad 25B is anticipated to be imperceptible at the RBU because of the limited use of the pad and its significant distance to the RBU.</p> <p>Pad 25B is not within High Priority Habitat. Mapped Rule 1202.d.(2) Elk Production Area High Priority Habitat is 3,980 feet to the east of the Location. The habitat layers are shown on the Wildlife Habitat Drawings submitted with the Form 2A application. The mapped elk habitat is separated from Pad 25B (from west to east) by dense vegetation, a drainage, a ridge, and a drop of approximately 400 feet from the ridge into the next drainage, the Mamm Creek drainage. Based on the lack of drilling activity on Pad 25B, its distance, intervening topography, and vegetation, it is unlikely that noise would adversely affect wildlife resources. In addition, CPW stated in response to other operations in the area that "...impacts from noise and light are generally less of a concern for mule deer and elk and CPW does not typically make noise limit recommendations for these species or their associated high priority habitats (CPW Northwest Region Energy Liaison to Terra Energy Partners, January 5, 2022).</p>

**(3) Light Mitigation Plan**

Requirement	Response
Exemption Requested	Rule 304.c.(3) Light Mitigation Plan
Resource Concern	Light impacts to people and wildlife
Exemption Circumstance	The resource concern is not present.
Description	<p>There are no residential building units (RBUs) within 2,000 feet, or within 1 mile, of Pad 25B, as shown on the Cultural Features Map submitted with the Form 2A application. Mapping data and operator knowledge confirm that the nearest residential building unit is a single residence greater than 1 mile northwest of Pad 25B. The RBU is separated from Pad 25B by aspen and spruce forest. Lighting used on Pad 25B will be intermittent if needed and cast downward. Light is not expected to be perceptible because of the significant distance to the RBU and screening from the intervening more than 1 mile of forest.</p> <p>Pad 25B is not within High Priority Habitat. Mapped Rule 1202.d.(2) Elk Production Area High Priority Habitat is 3,980 feet to the east. The habitat layers are shown on the Wildlife Habitat Drawings submitted with the Form 2A application. The mapped elk habitat is separated from Pad 25B (from west to east) by dense vegetation, a drainage, a ridge, and a drop of an approximately 400 feet from the ridge into the next drainage, the Mamm Creek drainage. Lighting will be intermittent if needed. Light is not expected to be perceptible to wildlife resources because of the distance, intervening topography, and screening from vegetation.</p>