

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:
403357613

Date Received:
03/28/2023

FIR RESOLUTION FORM

Overall Status: CAC

CA Summary:

1 of 1 CAs from the FIR responded to on this Form

1 CA Completed
0 Factual Review Request

OPERATOR INFORMATION

OGCC Operator Number: 46290
Name of Operator: KP KAUFFMAN COMPANY INC
Address: 1700 LINCOLN ST STE 4550
City: DENVER State: CO Zip: 80203

Contact Name and Telephone:
Name: _____
Phone: () _____ Fax: () _____
Email: _____

Additional Operator Contact:

Contact Name	Phone	Email
<u>Victoria Dizghinjili</u>	<u>303-825-4822</u>	<u>vdizghinjili@kpk.com</u>

COGCC INSPECTION SUMMARY:

FIR Document Number: 691201651
Inspection Date: 03/15/2023 FIR Submit Date: 03/27/2023 FIR Status: _____

Inspected Operator Information:

Company Name: KP KAUFFMAN COMPANY INC Company Number: 46290
Address: 1700 LINCOLN ST STE 4550
City: DENVER State: CO Zip: 80203

LOCATION - Location ID: _____

Location Name: _____ Number: _____ County: _____
Qtrqr: SESW Sec: 11 Twp: 1N Range: 68W Meridian: 6
Latitude: 40.059944 Longitude: -104.975167

FACILITY - API Number: 05-123-00 Facility ID: 482625

Facility Name: UPRR 43 Pan Am I #23 Number: _____
Qtrqr: SESW Sec: 11 Twp: 1N Range: 68W Meridian: 6
Latitude: 40.059944 Longitude: -104.975167

CORRECTIVE ACTIONS:

1 CA# 168591

Corrective Action: Pursuant to Rule 912.b.(6) Operator was required to submit a Form 19 Supplemental Report for the associated spill within 90 days of the spill date requesting closure. The Form 19 Supplemental Report for closure was due by Oct 23, 2022.

Date: 10/23/2022

Response: CA COMPLETED Date of Completion: 03/27/2023

Operator Comment: KPK filed a form 27 initial (Doc. 403182745) on 9/30/2022 for the UPRR 43 PAN AM I #23 site. Operator indicated that "following the approval, a form 19 supplemental submitted to close out the Form 19 under the approved remediation number." COGCC staff "Denied" the form on 2/14/2023 for alleged disposal manifest issues and because "proposed monitoring wells do not adequately characterize the site". Despite the foregoing,

Staff never provided comment on KPK's groundwater sampling plan other than stating it was inadequate. KPK had indicated the following:

During Geoprobings activities 3 temporary monitoring wells were installed to conduct groundwater monitoring. Results from the first sampling event were attached. Following the completion of excavation MarCom proposes the installation of 2 additional Groundwater Monitoring wells. Monitoring wells will be located in the following locations 1 at the source, 1 downgradient, 1 upgradient, and 2 cross gradient. (See map). Upon approval of the GWM plan, COGCC will be provided with a 72-hour notice before well installation. In addition, KPK filed Form 27 (Doc 403330347) on 3/15/202344 to request backfill of the excavation only; technical details related to this investigation and remediation have been provided for review on Form 27 doc #403182745. This form was also Denied by Staff despite an earlier iteration being returned to draft with the following COA:

"This Form 27 is conditionally approved to allow for expedient backfill of this excavation to mitigate a significant and ongoing public safety risk. COGCC will review associated Form 27 Document #403182745 to ensure an appropriate site investigation and remediation plan has been proposed and apply COAs or Comments to that document."

COGCC Decision: **Not Approved**

COGCC Representative: Operator has not submitted an approvable Form 27 for this incident. Conditions of Approval are not in effect until a Form is approved, not when a form is returned to draft.

OPERATOR COMMENT AND SUBMITTAL

Comment:

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

Print Name: Craig Meis Signed: _____

Title: Ex Director of EH Compl Date: 3/28/2023 12:36:15 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>
403357613	FIR RESOLUTION SUBMITTED

Total Attach: 1 Files