

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:

403388699

Date Received:

04/29/2023

FIR RESOLUTION FORM

Overall Status:

CA Summary:

6 of 6 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

Mike Gardner

mgardner@terraep.com

Trujillo, Aaron

aaron.trujillo@state.co.us

TEP

COGCCInspectionReports@terraep.com

COGCC INSPECTION SUMMARY:

FIR Document Number: 702801487

Inspection Date: 04/21/2023

FIR Submit Date: 04/24/2023

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: 335045

Location Name: South Leverich Number: 13-09 Pad County: \_\_\_\_\_

Qtrqr: LOT 3 Sec: 13 Twp: 7S Range: 94W Meridian: 6

Latitude: 39.435590 Longitude: -107.829100

FACILITY - API Number: 05-045-00 Facility ID: 335045

Facility Name: South Leverich Number: 13-09 Pad

Qtrqr: LOT 3 Sec: 13 Twp: 7S Range: 94W Meridian: 6

Latitude: 39.435590 Longitude: -107.829100

CORRECTIVE ACTIONS:

1 CA# 170021

Corrective Action: Install or repair BMPs per Rule 1002.f and 1002.c.

Date: 04/26/2023

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Corrective action due dates set forth in Inspection Report are not attainable due to soft, muddy, site conditions. See email and site photos sent to Anna O'Malley dated 04/25/23. TEP is actively conducting repairs as site

Operator Comment: conditions allow, but much of the site remains too soft and muddy to access and use heavy equipment needed to conduct repairs. TEP continues to monitor the site closely and will continue to work on CAs. TEP will submit FIRR as actions are completed.

COGCC Decision: \_\_\_\_\_

COGCC Representative: \_\_\_\_\_

**2** CA# 170022

Corrective Action: Install or repair BMPs per Rule 1002.f.

Date: 04/27/2023

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Operator Comment: Corrective action due dates set forth in Inspection Report are not attainable due to soft, muddy, site conditions. See email and site photos sent to Anna O'Malley dated 04/25/23. TEP is actively conducting repairs as site conditions allow, but much of the site remains too soft and muddy to access and use heavy equipment needed to conduct repairs. TEP continues to monitor the site closely and will continue to work on CAs. TEP will submit FIRR as actions are completed.

COGCC Decision: \_\_\_\_\_

COGCC Representative: \_\_\_\_\_

**3** CA# 170023

Corrective Action: Implement or modify BMPs for improved material handling and spill prevention.

Date: 04/29/2023

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Operator Comment: Corrective action due dates set forth in Inspection Report are not attainable due to soft, muddy, site conditions. See email and site photos sent to Anna O'Malley dated 04/25/23. TEP is actively conducting repairs as site conditions allow, but much of the site remains too soft and muddy to access and use heavy equipment needed to conduct repairs. TEP continues to monitor the site closely and will continue to work on CAs. TEP will submit FIRR as actions are completed.

COGCC Decision: \_\_\_\_\_

COGCC Representative: \_\_\_\_\_

**4** CA# 170024

Corrective Action: Corrective Action 1: Conduct additional topsoil salvage per Rule 1002.b: CA Date 4/25/2023.

Date: 04/25/2023

Corrective Action 2: Submit, attached to a Form 4 documentation of the actual amount of topsoil salvaged from the location. Include the actual depth salvaged and the total amount salvaged. Request that document is routed to Reclamation Specialist O'Malley.

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Operator Comment: Corrective action due dates set forth in Inspection Report are not attainable due to soft, muddy, site conditions. See email and site photos sent to Anna O'Malley dated 04/25/23. TEP is actively conducting repairs as site conditions allow, but much of the site remains too soft and muddy to access and use heavy equipment needed to conduct repairs. TEP continues to monitor the site closely and will continue to work on CAs. TEP will submit FIRR as actions are completed.

COGCC Decision: \_\_\_\_\_

COGCC Representative: \_\_\_\_\_

Corrective Action: Implement BMPs to protect topsoil applied throughout the location from erosion degradation and from contamination with subsoil.

Date: 04/27/2023

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Operator Comment: Corrective action due dates set forth in Inspection Report are not attainable due to soft, muddy, site conditions. See email and site photos sent to Anna O'Malley dated 04/25/23. TEP is actively conducting repairs as site conditions allow, but much of the site remains too soft and muddy to access and use heavy equipment needed to conduct repairs. TEP continues to monitor the site closely and will continue to work on CAs. TEP will submit FIRR as actions are completed.

COGCC Decision:

COGCC Representative:

Corrective Action: Install or repair required BMPs per Rule 1002.f.

Date: 04/27/2023

Response: FACTUAL REVIEW REQUEST

Basis for Review: Corrective action dates are not attainable

Operator Comment: Corrective action due dates set forth in Inspection Report are not attainable due to soft, muddy, site conditions. See email and site photos sent to Anna O'Malley dated 04/25/23. TEP is actively conducting repairs as site conditions allow, but much of the site remains too soft and muddy to access and use heavy equipment needed to conduct repairs. TEP continues to monitor the site closely and will continue to work on CAs. TEP will submit FIRR as actions are completed.

COGCC Decision:

COGCC Representative:

#### OPERATOR COMMENT AND SUBMITTAL

Comment: Corrective action due dates set forth in Inspection Report are not attainable due to soft, muddy, site conditions. See email and site photos sent to Anna O'Malley dated 04/25/23. TEP is actively conducting repairs as site conditions allow, but much of the site remains too soft and muddy to access and use heavy equipment needed to conduct repairs. TEP continues to monitor the site closely and will continue to work on CAs. TEP will submit FIRR as actions are completed.

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: 4/29/2023 7:28:42 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>
403388700	Email correspondence 04/25/23
403388701	Photo - site conditions 04/25/23
403388702	Photo - site conditions 04/25/23

Total Attach: 3 Files