

State of Colorado
Energy & Carbon Management Commission



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Document Number:
403426061

Date Received:
06/07/2023

FIR RESOLUTION FORM

Overall Status: CAC

CA Summary:

3 of 5 CAs from the FIR responded to on this Form

3 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: 709400214
Inspection Date: 06/01/2023 FIR Submit Date: 06/06/2023 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: NENE Sec: 6 Twp: 1N Range: 68W Meridian: 6
Latitude: 40.080040 Longitude: -105.037670

FACILITY - API Number: 05-123- -00

Facility ID: 483852

Facility Name: Koch Tank Battery Separator Number: _____
Qtrqr: NENE Sec: 6 Twp: 1N Range: 68W Meridian: 6
Latitude: 40.080040 Longitude: -105.037670

CORRECTIVE ACTIONS:

2 CA# 172136

Corrective Action: Operator shall install BMPs in accordance with 1002.f.(2) to prevent erosion, run-on/off into the open excavation and off location.

Date: 06/01/2023

Response: CA COMPLETED

Date of Completion: 06/06/2023

Operator Comment: According to 1002.f.(2), Oil and gas operators shall implement and maintain Best Management Practices (BMPs) at all oil and gas locations to control stormwater runoff in a manner that minimizes erosion, transport of sediment offsite, and site degradation. This rule applies to stormwater runoff not stormwater run-on and is specifically identified as such in the excerpt above. The site is covered in gravel base course to naturally filter stormwater run-on across the site and minimize erosion, transport of sediment offsite, and site degradation. The gravel surface material at the Koch sites is similar, if not identical, to the surface materials used by industry at well sites across the DJ Basin production area and has been accepted by the COGCC and CDPHE. Empirical data will

show it is effective for its intended purpose. The presence of the excavation itself, can be considered an engineering control to prevent off site transport of sediment from stormwater run-on. There is no evidence that the excavation is causing mass erosion or facilitating the transport of sediment offsite. Further corrective actions by KPK regarding this identified housekeeping item are unwarranted at this time.

COGCC Decision: **Not Approved**

COGCC Representative: The FIRR, Corrective action complete section, is not a forum for OPERATOR to disagree/argue with the corrective actions. ECMC is unable to approve this resolution as the corrective actions have not been completed operator remains out o compliance.

COGCC Supervisor: The FIRR, Corrective action complete section, is not a forum for OPERATOR to disagree/argue with the corrective actions. ECMC is unable to approve this resolution as the corrective actions have not been completed operator remains out o compliance.

3  CA# 172137

Corrective Action: Comply with rule 606.d. remove debris and building material rubbish (crushed concrete).

Date: 06/01/2023

Response: CA COMPLETED

Date of Completion: 06/06/2023

Operator Comment: KPK is aware of the prohibition of crushed concrete as an engineering control for stormwater management. The debris observed in the inspection adjacent to KPK's Koch site was installed and is maintained by Occidental Petroleum Corporation (OXY). Please contact OXY directly if you desire to enforce this non-compliance with Rule 606.d. Further corrective actions by KPK regarding this identified housekeeping item are inappropriate at this time

COGCC Decision: **Not Approved**

COGCC Representative: The Operator remains out of compliance the concrete berm while not in compliance with our rules is the only stormwater BMP on site. Functionally KPK is still responsible for the berm as they are still conducting remediation activities on location. ECMC will be submitting an inspection to Kerr McGee.

COGCC Supervisor: The Operator remains out of compliance the concrete berm while not in compliance with our rules is the only stormwater BMP on site. Functionally KPK is still responsible for the berm as they are still conducting remediation activities on location. ECMC will be submitting an inspection to Kerr McGee.

5  CA# 172139

Corrective Action: Comply with rule 1002.f.

Date: 06/01/2023

Response: CA COMPLETED

Date of Completion: 06/06/2023

Operator Comment: The site is covered in gravel base course to naturally filter stormwater runoff across the site and minimize erosion, transport of sediment offsite, and site degradation. The gravel surface material at the Koch sites is similar, if not identical, to the surface materials used by industry at well sites across the DJ Basin production area and has been accepted by the COGCC CDPHE. Empirical data will show it is effective for its intended purpose. The edge of the location contains a well-established vegetative buffer that has been allowed to flourish since the surrounding production wells were drilled more than 45 years ago and is effective at minimizing the transport of sediment offsite. The presence of the gravel and the vegetative buffer in tandem are designed to control stormwater runoff in a manner that minimizes erosion, transport of sediment offsite, and site degradation per Rulue 1002.f. KPK will take no corrective actions regarding this identified housekeeping item.

COGCC Decision: **Not Approved**

COGCC Representative: The FIRR, Corrective action complete section, is not a forum for OPERATOR to disagree/argue with the corrective actions. ECMC is unable to approve this resolution as the corrective actions have not been completed operator remains out o compliance.

COGCC Supervisor: The FIRR, Corrective action complete section, is not a forum for OPERATOR to disagree/argue with the corrective actions. ECMC is unable to approve this resolution as the corrective actions have not been completed operator remains out o compliance.

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: John D Peterson

Signed: _____

Title: Director EHS & Compliance

Date: 6/7/2023 12:13:41 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>
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403426061	FIR RESOLUTION SUBMITTED
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Total Attach: 1 Files