



Department of Environmental Quality



To protect, conserve and enhance the quality of Wyoming's environment for the benefit of current and future generations.

Dave Freudenthal, Governor

John Corra, Director

October 23, 2006

Mr. Michael Brinkmeyer
Operations Manager/Northern Region
Mountain Gas Resources, Inc.
1099 18th Street
Denver, CO 80202

Re: Notice of Violation

Dear Mr. Brinkmeyer:

Enclosed you will find a Notice of Violation (NOV) issued to Mountain Gas Resources, Inc. by the Department of Environmental Quality, Air Quality Division for failing to comply with permit requirements by not submitting annual reports for the years 2003, 2004 and 2005. Also, Mountain Gas Resources, Inc. did not record the data to recreate these past due reports for the Wild Rose Compressor Station. This violation of permit CT-3412 was observed by Mr. Tony Hoyt on October 4, 2006.

As the Department and this Division consider the failure to comply with air quality permit conditions to be a serious matter, I am considering recommending the Department refer this violation to the State Attorney General's office requesting a suit be filed in District Court to recover appropriate penalties. If you would like to discuss settlement of this Notice of Violation prior to referral to the Attorney General's office, please contact Mr. Robert Gill, Air Quality Compliance Program Manager, at 307-777-3774 no later than ten (10) days after receipt of this letter.

Should you have any questions or comments regarding this matter, please feel free to contact me or Mr. Robert Gill.

Sincerely,

David A. Finley
Administrator
Air Quality Division

cc: Nancy Vehr
Tony Hoyt
Robert Gill
Keith Guille

Herschler Building • 122 West 25th Street • Cheyenne, WY 82002 • <http://deq.state.wy.us>

ADMIN/OUTREACH (307) 777-7758 FAX 777-3610	ABANDONED MINES (307) 777-6145 FAX 777-6462	AIR QUALITY (307) 777-7391 FAX 777-5616	INDUSTRIAL SITING (307) 777-7369 FAX 777-5973	LAND QUALITY (307) 777-7756 FAX 777-5864	SOLID & HAZ. WASTE (307) 777-7752 FAX 777-5973	WATER QUALITY (307) 777-7781 FAX 777-5973
--	---	---	---	--	--	---



**BEFORE THE
DEPARTMENT OF ENVIRONMENTAL QUALITY
STATE OF WYOMING**

**IN THE MATTER OF THE NOTICE OF VIOLATION)
ISSUED TO MOUNTAIN GAS RESOURCES, INC.,)
MR. MICHEAL BRINKMEYER,)
OPERATIONS MANAGER/NORTHERN REGION,)
1099 18TH STREET, SUITE 1200)
DENVER, COLORADO 80202)**

DOCKET NO. 3983-06

NOTICE OF VIOLATION

NOTICE IS HEREBY GIVEN THAT:

1. The Department of Environmental Quality, Division of Air Quality, has found Mountain Gas Resources, Inc. to be in violation of permit CT-3412 issued in accordance with W.S. 35-11-801 of the Wyoming Environmental Quality Act and Chapter 6, Section 2 of the Wyoming Air Quality Standards and Regulations at the Wild Rose Compressor Station located in Sweetwater County, Wyoming.

2. W.S. 35-11-801(a) states, "In granting permits, the Director may impose such conditions as may be necessary to accomplish the purpose of this act which are not inconsistent with the existing rules, regulations and standards."

3. Chapter 6, Section 2 of the Wyoming Air Quality Standards and Regulations prescribes the applicability and procedures for issuing permits to sources under Wyoming's construction and modification permitting program.

4. Permit CT-3412 was issued to Western Gas Resources, Inc. on October 21, 2003, which was subsequently transferred to Mountain Gas Resources. Condition 21 of permit CT-3412 states:

"Western Gas Resources shall submit an annual compliance report, by January 31 of each year, with the following information:

- i. The number of days the average daily temperature of the condenser outlet temperature exceeded 100°F.
- ii. Availability for temperature monitoring systems in condition 21. Availability shall be calculated by summing the number of valid hourly averages for the calendar year divided by the operating hours for the dehydration unit or stabilizer for the calendar year.
- iii. The dates and duration of each time during active operation of the glycol dehydration unit when the flare pilot flame was not present.
- iv. The name of the person responsible for keeping the records, and the location of the records for viewing purposes."

5. On October 4, 2006, Mr. Tony Hoyt, Air Quality Division Engineer/Inspector, observed that Mountain Gas Resources, Inc. did not submit the annual reports for 2003, 2004 and 2005. Mountain

Gas Resources, Inc. stated that the data was not available to create these past due reports required per Condition 21 of permit CT-3412.

6. Said violation consists of not submitting annual reports with the required information for years 2003, 2004 and 2005. This is a direct violation of Condition 21 of permit CT-3412.

7. Under W.S. 35-11-901(a), any person who violates any provision of Article 2 of [the Environmental Quality Act] ... or any rule, regulation, standard or permit adopted pursuant to those provisions, or who violates any determination or order of the council pursuant to Article 2 of [the Environmental Quality Act] ... is subject to a penalty not to exceed ten thousand dollars (\$10,000.00) for each violation for each day during which the violation continues, a temporary or permanent injunction, or both a penalty and an injunction.

8. This notice is being sent to you pursuant to W.S. 35-11-701(c), which requires that, in any case of the failure to correct or remedy an alleged violation, the Director of the Department of Environmental Quality shall cause a written notice to be issued and served upon the person alleged to be responsible.

DATED this 6 day of November, 2006.



David A. Finley
Administrator
Air Quality Division



John Corra
Director
Department of Environmental Quality

Please direct all inquiries to David A. Finley, Administrator, Division of Air Quality, Department of Environmental Quality, Herschler Building, 4th Floor, 122 W. 25th Street, Cheyenne, Wyoming 82002. (Telephone: 307/777-7393.)