



Department of Environmental Quality

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



Matthew H. Mead, Governor

Todd Parfitt, Director

January 8, 2013

Ms. Linda Sugano
Wexpro Company
PO BOX 458
Rock Springs, WY 82801

RE: Notice of Violation

Dear Ms. Sugano:

Enclosed you will find a Notice of Violation (NOV) issued to Wexpro Company by the Department of Environmental Quality, Air Quality Division, for failing to comply with the permit requirement for routing vapors to the emission control device and venting vapors at the Canyon Creek 7B-25W PAD, Trail Unit PAD 3 and Trail Unit 12 production sites located in Sweetwater County, Wyoming. These are violations of permits CT-12807, CT-12133 and MD-12645. These violations were observed by Mr. Jeff Wendt on November 6, 2012.

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 Ms. Karen Godman, Air Quality Compliance Program Principal, 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 Ms. Karen Godman.

Sincerely,

Steven A. Dietrich
Administrator
Air Quality Division

cc: Robert Gill
Tony Hoyt
Nancy Vehr
Keith Guille



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

**IN THE MATTER OF THE NOTICE OF VIOLATION)
ISSUED TO WEXPRO COMPANY,) DOCKET NO. 5098 -13
MS. LINDA SUGANO,)
PO BOX 458)
ROCK SPRINGS, WY 82801)**

NOTICE OF VIOLATION

NOTICE IS HEREBY GIVEN THAT:

1. The Department of Environmental Quality, Division of Air Quality, has found Wexpro Company to be in violation of permits CT-12807, CT-12133 and MD-12645 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 Canyon Creek 7B-25W PAD, Trail Unit PAD 3 and Trail Unit 12 production sites 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-12807 was issued to Wexpro Company on March 20, 2012. Permit CT-12807 dictates control of vent vapors through condition 17 as follows:

Condition 17 states:

"Emission control equipment, including the VOC and HAP emission control system or device, all vent lines, connections, fittings, valves, relief valves, hatches or any other appurtenance employed to contain and collect vapors and transport them to the emission control system or device, shall be maintained and operated during any time the wells are producing such that the emissions are controlled at all times..."

5. On November 6, 2012, Mr. Jeff Wendt, Air Quality Division Engineer/Inspector, observed venting vapors from the valve on southernmost active produced water tank. Venting vapors and not routing vapors to the emission control device are violations of conditions 17 of permit CT-12807.

6. Permit CT-12133 was issued to Wexpro Company on September 23, 2011. Permit CT-12133 dictates control of vent vapors through condition 15 as follows:

Condition 15 states:

Condition 15 states:

“Emission control equipment, including the VOC and HAP emission control system or device, all vent lines, connections, fittings, valves, relief valves, hatches or any other appurtenance employed to contain and collect vapors and transport them to the emission control system or device, shall be maintained and operated during any time the wells are producing such that the emissions are controlled at all times...”

7. On November 6, 2012, Mr. Jeff Wendt, Air Quality Division Engineer/Inspector, observed venting vapors from leaking thief hatches on tanks 2548 and 2461. Venting vapors and not routing vapors to the emission control device are violations of condition 15 of permit CT-12133.

8. Permit MD-12645 was issued to Wexpro Company on January 24, 2012. Permit MD-12645 dictates control of vent vapors through condition 15 as follows:

Condition 15 states:

“Emission control equipment, including the VOC and HAP emission control system or device, all vent lines, connections, fittings, valves, relief valves, hatches or any other appurtenance employed to contain and collect vapors and transport them to the emission control system or device, shall be maintained and operated during any time the wells are producing such that the emissions are controlled at all times...”

9. On November 6, 2012, Mr. Jeff Wendt, Air Quality Division Engineer/Inspector, observed venting vapors from the Enardo valve on tank #872. Venting vapors and not routing vapors to the emission control device are violations of condition 15 of permit MD-12645.

10. Said violations consist of venting vapors and not routing vapors to the emission control devices at the Canyon Creek 7B-25W PAD, Trail Unit PAD 3 and Trail Unit 12 production sites located in Sweetwater County, Wyoming. These are violations of permits CT-12807, CT-12133 and MD-12645.

11. 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.

12. 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 8th day of JANUARY, 2013.



Steven A. Dietrich
Administrator
Air Quality Division



Todd Parfitt
Director
Department of Environmental Quality

Please direct all inquiries to Steven A. Dietrich, Administrator, Division of Air Quality, Department of Environmental Quality, Herschler Building, 2nd Floor, 122 W. 25th Street, Cheyenne, Wyoming 82002. (Telephone: 307/777-7393.)