



# 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 27, 2013

Ms. Shanda Caldwell  
Field Environmental Advisor  
BP America Production Company  
P.O. Box 157  
Wamsutter, WY 82336

RE: Notice of Violation

Dear Ms. Caldwell:

Enclosed you will find a Notice of Violation (NOV) issued to BP America Production Company by the Department of Environmental Quality, Air Quality Division, for failing to comply with permit requirements for routing vapors to the emission control device and venting vapors at the Sourdough 25-1 facility, located in Sweetwater County, Wyoming. These are violations of permit MD-1547. These violations were observed by Mr. Travis Guthrie on December 18, 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 307-777-8601 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 BP AMERICA PRODUCTION COMPANY ) DOCKET NO. 5134-13  
MS. SHANDA CALDWELL )  
FIELD ENVIRONMENTAL ADVISOR )  
P.O. BOX 157 )  
WAMSUTTER, WY 82336 )**

**NOTICE OF VIOLATION**

**NOTICE IS HEREBY GIVEN THAT:**

1. The Department of Environmental Quality, Division of Air Quality, has found BP America Production Company to be in violation of permit MD-1547 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 Sourdough 25-1 facility 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 MD-1547 was issued to BP America Production Company on March 20, 2007 for the Sourdough 25-1 facility. Permit MD-1547 dictates control of vapors through condition 7 as follows:

"Emission control equipment, including the VOC and HAP emission control systems or devices and 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 well is producing such that the emissions are controlled at all times..."

5. On December 18, 2012, Mr. Travis Guthrie, Air Quality Division Engineer/Inspector, observed venting vapors from an Enardo valve. Venting vapors and not routing vapors to the emission control device are violations of condition 7 of permit MD-1547.

6. Said violations consist of venting vapors and not routing vapors to the emission control devices at Sourdough 25-1 facility located in Sweetwater County, Wyoming. Venting vapors and not routing vapors to control devices are violations of permit MD-1547.

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 27<sup>th</sup> day of FEBRUARY, 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)