



PETROLEUM ASSOCIATION OF WYOMING

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November 10, 2009

Mr. Dennis Boal
Chairman, Environmental Quality Council
122 West 25th Street
Herschler Building, Room 1714
Cheyenne, Wyoming 82002

Attn: Docket # 07-5101

Dear Mr. Boal:

The Petroleum Association of Wyoming (PAW) welcomes this opportunity to present to the Environmental Quality Council (Council) information regarding the Chapter 1, Voluntary Remediation Program (VRP).

PAW is Wyoming's largest oil and gas trade association, members of which account for over 90% of the natural gas and 80% of the crude oil produced in the state. We have reviewed the VRP and offer the following comments.

On page 1, under Introduction, PAW requests the following be added:

- iii) Sites or portion of sites, where releases occurred prior to March 10, 2000 and a pollution prevention plan is implemented prior to submittal of VRP application.

- iv) Sites, or portion of sites, in the VRP program prior to the effective date of this article.

v) Site, or portion of sites for which the VRP applications are submitted prior to the date of this article.

Under Chapter 1, Section 1, Authority and Purpose the word “ever” is used. This causes confusion as we believe this statement to be misleading. Are we correct in the fact that if an operator doesn’t need a pollution prevention plan at the time of the release, if the release occurred prior to March 10, 2000? We believe operators would be allowed to enter into a VRP without a pollution prevention plan if the spill occurred prior to March 10, 2000.

The same question applies to Chapter 1, Section 3. Again the word “ever” is used. We believe this is misleading. It is our understanding that this applies not to sites with releases prior to March 10, 2000 or sites with releases of unknown dates, but sites with releases after January 1, 2011.

Section 7, (c), (viii), (F) refers to a corrosion prevention program. PAW is not familiar with corrosion prevention programs. PAW proposes “Maintaining a corrosion prevention program where feasible for all equipment in contact with soil.

Section 7, (c), (ix), (F) refers to impermeable, bermed pads. PAW would like a definition around impermeable. PAW proposes, “Where feasible storing contaminants on impermeable, bermed pads.”

PAW would appreciate some clarification around facilities added after January 1, 2011. How will they be covered in an operator’s existing P2 Plan?

PAW appreciates this opportunity to comment on the Chapter 1, Voluntary Remediation Program (VRP). Thank you for your consideration of these comments.

Sincerely,

A handwritten signature in black ink, appearing to read "John Robitaille", is placed on a light gray rectangular background.

John Robitaille
Vice President