Message

From: Vyas, Himanshu [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=168695470BAD4E84B30E423089EFD6EA-VYAS, HIMANSHU]
Sent: 4/28/2021 5:24:48 PM
To: Barbery, Albert [albert.barbery@wv.gov]
Subject: RE: [EXTERNAL] RE: [EXTERNAL] RE: Update requested

I have a few additional comments that I will send to you today. Apologies, as I'm

Ex. 6 Personal Privacy (PP)

Himanshu Vyas
Environmental Engineer
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Source Water & UIC Section (3WD22)
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From: Barbery, Albert <albert.barbery@wv.gov>
Sent: Wednesday, April 28, 2021 7:43 AM
To: Vyas, Himanshu <vyas.himanshu@epa.gov>
Subject: Re: [EXTERNAL] RE: [EXTERNAL] RE: Update requested

It is not. We have revised the paragraph in 14.6.i. to say:

"The Director may allow the owner or operator of a well which lacks mechanical integrity to continue or resume injection, if the owner or operator has made a satisfactory demonstration that there are no leaks in the casing/tubing/packer and no movement of fluid into or between USDWs."

Thank you and let us know when/if other feedback is determined.

Sincerely,
Albert Barbery
Groundwater & UIC Programs
WVDEP - DWWM

On Tue, Apr 27, 2021 at 1:50 PM Vyas, Himanshu <vyas.himanshu@epa.gov> wrote:

So far I have gone through first two pages, and the main concern that has popped up is the new language regarding MI in the new paragraph, 14.6.i. Specifically, the last sentence. Is this a common practice in WV?

14.6.i. When the Director determines that a Class I, II, III or VI well lacks mechanical integrity he/she shall give written notice of his/her determination to the owner or operator. Unless the Director requires immediate cessation, the owner or operator shall cease injection into the well within 48 hours of receipt of the Director's determination. The Director may allow plugging of the well pursuant to the requirements of 14.7.f. of this chapter or require the permittee to perform such additional construction, operation, monitoring, reporting and corrective action as is necessary to prevent the movement of fluid into or between USDWs caused by the lack of mechanical integrity. The owner or operator may resume injection upon written notification from the Director that the owner or operator has demonstrated mechanical integrity pursuant to 14.6.f. and 14.6.g. of this chapter. The Director may allow the owner or operator of a well which lacks mechanical integrity to continue or resume injection, if the owner or operator has made a satisfactory demonstration that there is no movement of fluid into or between USDWs.

A well without MI is likely in violation. There are 2 parts to MI 1) no leaks in casing/tubing/packer and 2) no fluid movement.

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From: Barbery, Albert <albert.barbery@wv.gov>
Sent: Friday, April 23, 2021 9:01 AM
To: Vyas, Himanshu <vyas.himanshu@epa.gov>
Cc: Anderson, Connie J <Connie.J.Anderson@wv.gov>
Subject: Re: [EXTERNAL] RE: Update requested

Good Morning Himanshu Vyas,

Attached please find the WV Rule (47CSR13) edits pertaining to Priorities for Parts 124, 144, and Class 6 wells (so all except for Class 2).

Any expedited feedback on the edits would be greatly appreciated with the tight deadline to get it included in the next legislative session.

Kind Regards,

Albert Barbery

Groundwater & UIC Programs

WVDEP - DWWM

On Mon, Apr 19, 2021 at 6:08 AM Vyas, Himanshu <vyas.himanshu@epa.gov> wrote:

Further input.

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From: Anderson, Connie J <Connie.J.Anderson@wv.gov>
Sent: Friday, April 16, 2021 7:25 AM
To: Vyas, Himanshu <vyas.himanshu@epa.gov>
Cc: Barbery, Albert <Albert.Barbery@wv.gov>; Nottingham, Justin E <Justin.E.Nottingham@wv.gov>
Subject: Update requested

Hello,

Please advise when you foresee providing comments of the draft WV UIC Rule updates

submitted to your Agency. We appreciate feedback so we can plan our work, as our time for getting edits done/final agreement with you that our Rule is acceptable, etc., is short.

We very much want to get our proposed rule submitted for the next legislative session and are under direction to get this work done.

Any news is good news in this case, so we look forward to your reply.

Connie