

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION II
290 Broadway, 20th Floor
New York, New York 10007-1866

**NOTICE OF FORMULATION OF DRAFT UIC PERMIT
AND
NOTICE OF PUBLIC COMMENT PERIOD OF DRAFT PERMIT**

Public Notice No. 2016-07
Permit No. NYU119501

Date: December 4, 2015

Minard Run Oil Company, 609 South Avenue, Bradford, PA 16701 has applied to the United States Environmental Protection Agency (EPA) under the provisions of the Safe Drinking Water Act, 42 U.S.C. 300f et seq. (the Act), for a new Underground Injection Control (UIC) permit to continue to inject fluids into its Class II injection well, the Quill 762-1, located at approximately 42.928973 north latitude and -76.713612 west longitude, Cayuga Road, Aurelius, New York. The existing permit expired on May 7, 2015 but was administratively continued. The operating, monitoring and reporting requirements in the draft permit are the same as those found in the existing permit except as noted below:

- 1) Part I Sections E.9(a) and E.9(b) have been modified to reduce the retention time for certain records from five years to three years to mirror the regulatory requirements at 40 Code of Federal Regulations (“C.F.R.”) §144.51(j)(2)(i).
- 2) Part I Section F of the existing permit has been removed from the draft permit, as this section detailed requirements applicable to injection wells prior to initiating injection for the first time and, thus, are not applicable to this injection well. The remaining sections of Part I of the permit have been re-lettered from G-L to F-K.
- 3) Part I Section I was modified to indicate that there was no corrective action plan required for this permit application.
- 4) Part I Section J was modified to incorporate regulatory changes to 40 C.F.R. Part 124 concerning permit appeal procedures.
- 5) Permit Attachment #2 has been eliminated and the monitoring well requirements have been moved to Part II Section C.2. of the permit. The monitoring requirements remain unchanged.

- 6) Part II Sections E and F of the existing permit have been eliminated as they are redundant. Plugging and abandonment requirements are detailed in Part I Section F and financial responsibility requirements are detailed in Part I Section H.
- 7) Attachment 1 of the permit has been modified to incorporate the revised plugging and abandonment plan submitted by the applicant as part of its permit application.

Injection of the fluids occurs into the Queenston sandstone at a depth of approximately 1470 feet below the ground surface.

This notice is being given to inform the public that EPA has prepared a draft permit, and to solicit public comment. The permit contains standards, prohibitions and other conditions necessary to carry out the provisions of the Act. Should there be significant interest displayed by written public comment, a Presiding Officer shall conduct a public hearing on the above-identified draft permit. The purpose of this public hearing will be to receive comments from interested parties and the public on the draft permit prepared by EPA. Notification of the Hearing will be published in advance so that all interested parties may participate.

Once all public comments are submitted and a public hearing, if necessary, is held, the Director of the Division of Enforcement and Compliance Assistance of EPA Region II will make a final decision on whether or not to issue a permit and if issued the applicant will be required to comply with all conditions of the permit.

Written comments must be submitted within 30 days of the date of this notice (i.e. by no later than January 4, 2016 to the following address:

Doughlas McKenna, Chief
Water Compliance Branch
U.S. Environmental Protection Agency, Region II
290 Broadway, 20th Floor
New York, New York 10007-1866

All information submitted by the applicant is available as part of the administrative record, subject to provisions of law restricting the public disclosure of confidential information. The administrative record for the draft permit can be inspected at any time between 8:30 am and 4:00 pm. It is recommended that you contact EPA at region2_uic@epa.gov to schedule a date and time to review the administrative record to allow time for EPA to make the necessary arrangements for your visit. Copies of documents comprising the administrative record can be obtained by submitting a Freedom of Information Act (FOIA) request online at <https://foiaonline.regulations.gov/foia/action/public/home> or by mailing a request to:

Freedom of Information Officer
U.S. EPA Region 2
290 Broadway, 26th Floor
New York NY 10007-1866

Please note that, pursuant to 40 C.F.R. Part 2, fees may apply to FOIA requests.

Dore LaPosta

Director

Division of Enforcement Compliance and Assistance